JOURNAL

OF THE

SENATE

OF THE

STATE OF ALABAMA

REGULAR SESSION OF 1967

HELD IN THE CITY OF MONTGOMERY
COMMENCING TUESDAY, MAY 2, 1967

Vol. II

WITH AN INDEX PREPARED BY THE
SECRETARY OF THE SENATE

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JOURNAL
OF THE
SENATE
OF THE
STATE OF ALABAMA
REGULAR SESSION OF 1967

THIRTY-FIRST LEGISLATIVE DAY

TUESDAY, AUGUST 15, 1967

The Senate met pursuant to adjournment, Lieutenant Governor Brewer presiding.

PRAYER

The Session was opened with prayer by the Reverend Gary Rowell, Pastor, Ramer Methodist Church, Ramer, Alabama.

ROLL CALL

Present:

Messrs.:	Dominick	Jackson	Pelham	
Adams	Engel	Leonard	Pierce	
Albea	Folsom	Lolley	Radney	
Bailes	Giles	McCarley	Skidmore	
Branyon	Gilmore	McDermott	Stone	
Carr	Givhan	Morrow	Torbert	
Childs	Goodwyn	Nabors	Turner	
Clark	Harris	O'Bannon	Vacca	
Cooper	Hawkins	Oden		—34

JOURNAL

On motion of Mr. Cooper, the reading of the Journal of yesterday was dispensed with and same approved by the Senate.

REPORT OF COMMITTEE
ON
REVISION OF THE JOURNAL

Mr. President:

Your Standing Committee on Revision of the Journal begs leave to report that said Committee, in Session, has carefully examined the Journal of the Senate for the Thirtieth Legislative Day and finds same correct and containing all original entries and references thereto required by the Constitution.

STEWART O'BANNON, JR.,
Chairman.

COMMITTEE REPORT

On motion of Mr. O'Bannon, the foregoing report was concurred in and the Journal of the Senate for the Thirtieth Legislative Day was approved by the Senate.

LEAVES OF ABSENCE

On motion of Mr. Cooper, leave of absence was granted Mr. Lindsey for today.

RECESS

At 2:07 P. M., on motion of Mr. Turner, the Senate took a recess until 3 o'clock this afternoon.

The recess period having expired, the Senate was called to order by Lieutenant Governor Brewer.

A quorum of the Senate was present.

MESSAGE FROM THE HOUSE

Mr. President:

The House has passed the following Senate bills and returns same herewith to the Senate:

S. 428. To authorize all counties having populations of not less than 47,000 nor more than 49,000 according to the most recent federal decennial census, and all municipalities and all public hospitals in such counties to create, establish, maintain and operate ambulance services on a profit or non-profit basis; to declare the furnishing of such ambulance service to be a governmental function; and to relieve such counties, municipalities and public hospitals furnishing such service therein from liability for death, personal injury or property damage growing out of or resulting from the maintenance and operation of such ambulance services.

Also:

S. 472. An Act to alter, rearrange and extend the boundary lines of the City of Gadsden, Alabama, in Etowah County, Alabama, so as to include within the corporate limits of said City certain property therein set out and described.

JOHN W. PEMBERTON,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has passed the following Senate bills and returns same herewith to the Senate:

S. 459. To apply only in counties having populations of not less than 18,000 nor more than 19,000 according to the most recent federal decennial census, authorizing such counties to provide additional compensation for registrars.

Also:

S. 97. To provide further for the appointment and compensation of deputies and assistants of the sheriff of Barbour County and repeal conflicting laws.

JOHN W. PEMBERTON,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has passed the following Senate bill and returns same herewith to the Senate:

S. 384. To further amend Section 77 of Title 38 of the Code of Alabama of 1940, as amended, which relates to the pay of pilots.

JOHN W. PEMBERTON,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The Speaker of the House having signed the following House Bill, your signature thereto is requested.

H. 116. To provide for the renovation, remodeling, and equipment of certain space in the Capitol building for the use of the members of the House of Representatives and House committees, making an appropriation for such purpose.

JOHN W. PEMBERTON,
Clerk.

SIGNING OF BILLS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present and immediately after its title had been publicly read at length by the Secretary of the Senate, signed the foregoing bill; the title of which is set out in the foregoing message from the House.

MESSAGE FROM THE HOUSE

Mr. President:

The Speaker of the House having signed the following House Bills, your signature thereto is requested:

H. 402. To define and create the statutory offenses of inciting to felony and of inciting to misdemeanor; and to prescribe punishment therefor.

Also:

H. 403. To preserve law and order by proscribing, prohibiting and penalizing incitement to crime or to riotous conduct.

JOHN W. PEMBERTON,
Clerk.

SIGNING OF BILLS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the foregoing bills; the titles of which are set out in the foregoing message from the House.

MESSAGE FROM THE HOUSE

Mr. President:

The Speaker of the House having signed the following House Bill, your signature thereto is requested.

H. 146. Relating to membership of state, municipal, and volunteer firefighters in organizations asserting the right to strike; prohibiting participation by firefighters in any strike against the state or any municipality in the state, and prohibiting their membership in any organization that asserts the right to strike against the state or any municipality in the state.

JOHN W. PEMBERTON,
Clerk.

SIGNING OF BILLS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after its title had been publicly read at length by the Secretary of the Senate, signed the foregoing bill; the title of which is set out in the foregoing message from the House.

MESSAGE FROM THE HOUSE

Mr. President:

The Speaker of the House having signed the following House Bills, your signature thereto is requested.

H. 291. To amend Section 3 of Act No. 654 adopted at the 1965 Regular Session of the Legislature of Alabama to reallocate the revenues derived from the tax authorized by said Act and to appropriate so much of said revenues as may be necessary for the retirement of additional

Also:

bonds of the State Industrial Development Authority not exceeding $5,000,000.00 in aggregate principal amount.

H. 292. To authorize the State Industrial Development Authority to sell and issue from time to time not exceeding $5,000,000 principal amount of its bonds in addition to those heretofore authorized to be issued by it; to prescribe certain additional powers and duties of the Authority, including the power to make grants from the proceeds of the said additional bonds to counties, municipalities, and local industrial development boards, subject to certain limitations, for the purposes of making certain local surveys incidental to industrial development and to grade and drain industrial sites and the means of access thereto; to provide that the Authority may issue and sell bonds for the purpose of making the said grants; to provide that such bonds and the income therefrom shall be exempt from taxation, and that such bonds may be used to secure deposits of funds of the state and its political subdivisions, instrumentalities and agencies and for investment of fiduciary funds, and shall not create an obligation or debt of the state; to provide that all bonds issued by the Authority may thereafter be refunded by the issuance of refunding bonds; to provide for the disposition of the proceeds of the sale of the bonds of the Authority; to make an appropriation and pledge of funds from the special tax levied by Act No. 654 adopted at the 1965 Regular Session of the Legislature of Alabama, as amended, to the extent necessary to pay the principal of and interest on bonds of the Authority, as such principal and interest mature; to authorize the Authority to pledge

such funds for the payment of the principal of and interest on its bonds; to provide that such principal and interest shall be payable solely from such funds and that such bonds shall nevertheless constitute negotiable instruments; and to provide that the State Treasurer shall be the custodian of the funds of the Authority.

JOHN W. PEMBERTON,
Clerk.

SIGNING OF BILLS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the foregoing bills; the titles of which are set out in the foregoing message from the House.

REPORT OF COMMITTEE ON ENROLLED BILLS

Mr. President:

Your Standing Committee on Enrolled Bills begs leave to report that said Committee, in session, has compared the following enrolled Senate Bill with the original Senate Bill, respectively, and finds same correctly enrolled, to-wit:

S. 384. To further amend Section 77 of Title 38 of the Code of Alabama of 1940, as amended, which relates to the pay of pilots.

RICHARD DOMINICK,
Chairman.

SIGNING OF BILLS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after its title had been publicly read at length by the Secretary of the Senate, signed the foregoing bill; the title of which is set out in the foregoing report from the Committee on Enrolled Bills.

INTRODUCTION OF BILLS

Upon a call of districts bills were introduced, severally read one time and referred to appropriate standing committees, as follows:

By Mr. Carr:

S. 578. To alter, rearrange and extend the boundary lines and corporate limits of the City of Boaz in Marshall County.

Committee on Local Legislation No. 1.

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA
COUNTY OF MARSHALL

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

To extend and enlarge the boundaries of the corporate limits of the City of Boaz, Alabama.

Be It Enacted by the Legislature of Alabama:

Section 1. That the Corporate Limits of the City of Boaz, Alabama be, and the same are hereby extended so as to include the following described real estate:

Tracts 1, 2, 3, 4, 14, 15, 16, 17, 18, 19, 20, 21 and 22 and Lots 5, 9, 10 and 17 in Block A of Rolling Acres Subdivision, according to the plat or plan of said subdivision as the same appears of record in the Probate Offices of Marshall County, Alabama in Plat Book 6 page 12, said Tracts and Lots of land being a part of Section Twenty Five (25) Township Nine (9) South, Range Four (4) East, lying and being in Marshall County, Alabama, save and except 1 acre, more or less, located and described as follows: Commencing at the Southwest Corner of the Northwest Quarter of Section Twenty Five (25) Township Nine (9) South, Range Four (4) East, thence North 2 degrees 36 minutes West along the quarter line to Weaver Avenue, thence South 88 degrees 55 minutes east along said Weaver Avenue, 236.5 feet for a point of beginning, thence continue South 88 degrees 55 minutes East along said Weaver Avenue 232.0 feet, thence South 1 degree 05 minutes West 297.4 feet, thence South 87 degrees 46 minutes West 58.8 feet to the east side of the L & N Railway right of way, thence along said Railroad right of way North 29 degrees 02 minutes West 346.9 feet to the point of beginning, being a portion of the Northwest quarter of the Northwest quarter and also a portion of the Southwest quarter of the Northwest quarter in said Section, township and range.

Section 2. That all laws and parts of laws in conflict with the provisions of this Act be, and the same are hereby repealed.

Section 3. This act shall take effect upon approval by the Governor.

STATE OF ALABAMA
COUNTY OF MARSHALL

Before me, a Notary Public, in and for said State and County personally appeared the undersigned, Jesse A. Culp who being first duly sworn according to law, desposes and says that he is the publisher of The Sand Mountain Reporter, a newspaper of general circulation, published at Albertville, in Marshall County, Alabama; that the attached Notice, which is a part of this affidavit, was published in the issues of said newspaper, dated July 27, 1967 and Aug 3, 1967 Aug 10, 1967 Aug 14, 1967 that the cost of making said publication is $_____ which is due and unpaid.

ESTELLE SANDERSON,
for JESSE A. CULP,
Publisher.

Sworn to and subscribed before me this the 14th day of Aug 1967.

DON L. LEWIS,
Notary Public.

By Mr. Radney:

S. 579. To authorize the establishment of branch banks in counties having a population of not less than 26,000 nor more than 27,000.

Committee on Local Legislation No. 1.

By Mr. Turner:

S. 580. To make an appropriation for the payment of expenses of the Legislature.

Committee on Finance and Taxation.

By Mr. Turner:

S. 581. To authorize, regulate and provide for the payment by the State of Alabama of compensation to the surviving dependents of any Alabama national guardsman who is killed or whose death results from an injury received while he is engaged in the performance of his duties in quelling riots, routs, or civil disturbances; to designate the state board of adjustment as the state agency or awarding authority to hear, determine and order the payment of claims for compensation hereunder; to make an appropriation for payment of awards.

Committee on Finance and Taxation.

By Mr. Torbert:

S. 582. To extend the boundary lines of the City of Opelika in Lee County, Alabama and to include within the boundaries of said municipality certain additional territory.

Committee on Local Legislation No. 1.

With notice and proof thereto attached and herewith exhibited as follows:

THE STATE OF ALABAMA
COUNTY OF LEE

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

To extend the boundary lines of the City of Opelika in Lee County, Alabama and to include within the boundaries of said municipality certain additional territory.

Be It Enacted by the Legislature of Alabama:

SECTION 1.

That the boundary lines of the City of Opelika, in Lee County, Alabama be and the same are hereby extended so as to include in addition to the territory now embraced therein, the following described property, to-wit:

Section 36, Township 20 North, Range 26 East;

Section 31, Township 20 North, Range 27 East;

East ½ of SE ¼ of Section 30, Township 20 North, Range 27 East;

Southeast ¼ of Northeast ¼ of Section 30, Township 20 North, Range 27 East;

Southwest ¼ of Northwest ¼ of Section 29, Township 20 North, Range 27 East;

West ½ of Southwest ¼ of Section 29, Township 20 North, Range 27 East;

South ½ of Section 32, Township 20 North, Range 27 East;

West ½ of Northwest ¼ of Section 32, Township 20 North, Range 27 East;

South ½ of Section 33, Township 20 North, Range 27 East;

Southwest ¼ of Section 34, Township 20 North, Range 27 East;

West ½ of the Southeast ¼ of Section 34, Township 20 North, Range 27 East;

Section 4, Township 19 North, Range 27 East;

Section 9, Township 19 North, Range 27 East;

Section 16, Township 19 North, Range 27 East;

Section 21, Township 19 North, Range 27 East;

Section 28, Township 19 North, Range 27 East;

Section 29, Township 19 North, Range 27 East;

West ½ of Section 3, Township 19 North, Range 27 East;

West ½ of the East ½ of Section 3, Township 19 North, Range 27 East;

West ½ of Section 10, Township 19 North, Range 27 East;

West ½ of the East ½ of Section 10, Township 19 North, Range 27 East;

West ½ of Section 15, Township 19 North, Range 27 East;

West ½ of the East ½ of Section 15, Township 19 North, Range 27 East;

West ½ of Section 22, Township 19 North, Range 27 East;

West ½ of East ½ of Section 22, Township 19 North, Range 27 East;

West ½ of Section 27, Township 19 North, Range 27 East;

West ½ of the East ½ of Section 27, Township 19 North, Range 27 East;

East ½ of the East ½ of Section 30, Township 19 North, Range 27 East;

All being in Lee County, Alabama.

SECTION 2.

This Act shall become effective on the 30th day of September, 1967, after its passage and approval by the Governor, or if this Act is passed and approved by the Governor subsequent to the 30th day of September, 1967, then the same shall become effective immediately upon its passage and approval by the Governor.

STATE OF ALABAMA
COUNTY OF LEE

Before me, the undersigned authority in and for said County, in said State, this day personally appeared W. C. Wear, Jr., who, being by me first duly sworn, deposes and says that during the time herein mentioned he was Co-Publisher of the Opelika Daily News, a newspaper of general circulation published in Lee County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 24, 31, August 7, 14, all in the year 1967.

W. C. WEAR, JR.

Sworn to and subscribed before me August 14, 1967.

MIRIAM HAMBY,
Notary Public.

By Mr. Oden:

S. 583. To amend Act No. 516, of H. 1003, Regular Session 1959, which act levies county privilege license and excise taxes for public school purposes in Franklin County (Acts 1959, v. 2, p. 1267), so as to make further provisions respecting distribution of the proceeds of such taxes.

Committee on Local Legislation No. 1.

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA
COUNTY OF FRANKLIN

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

To amend Act No. 516, H. 1003, Regular Session 1959, which act levies county privilege license and excise taxes for public school purposes in Franklin County (Acts 1959, v. 2, p. 1267), so as to make further provisions respecting distribution of the proceeds of such taxes.

Be It Enacted by the Legislature of Alabama:

Section 1. Section 9 of Act No. 516, H. 1003, approved November 19, 1959, an act levying additional county privilege license and excise taxes for public school purposes in Franklin County (Acts 1959, v. 2, p. 1267), is hereby amended so that said Section 9 shall read as follows:

9. The state department of revenue shall charge Franklin County for collecting said special taxes herein levied a percentage of said taxes to be computed on the basis that the total cost of collecting the state sales and use taxes bears to the total of said state taxes collected for each fiscal year. A proportionate part of such charge may be deducted once each month from the special sales and use taxes collected before certifying the amount of special taxes due Franklin County. The commissioner of revenue shall pay into the state treasury all taxes collected under this Act, as such taxes are received by the department of revenue;

and on or before the first day of each successive month (commencing with the month following the month in which the department makes the first collections hereunder), the commissioner shall certify to the state comptroller the amount of taxes collected under the provisions of this Act and paid by him into the state treasury for the benefit of Franklin County during the month immediately preceding the making of such certificate. Provided, however, that before certifying the amount of the taxes paid into the state treasury for the benefit of Franklin County during each month, the commissioner may deduct from the taxes collected in said month the charges due the department for the collection of the taxes for the county. It shall be the duty of the comptroller to issue his warrant each month payable to the custodian of the public school funds of Franklin County, in his official capacity, for the amount due Franklin County; whereupon, it shall be the duty of the custodian of county school funds to divide such revenues between the county board of education and the board of education of the City of Russellville proportionately on the basis of the number of pupils in average daily attendance in their respective school systems during the preceding school year, as ascertained in accordance with the rules and regulations of the state board of education.

Section 2. This Act shall take effect on the first of the month next following the date of its enactment.

PROOF OF PUBLICATION

STATE OF ALABAMA
COUNTY OF FRANKLIN

Before me, the undersigned authority in and for said County in said State, this day personally appeared Claude E. Sparks, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Publisher of the Franklin County Times, a newspaper of general circulation published in Franklin County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 20, July 27, August 3, and August 10, all in the year 1967.

CLAUDE E. SPARKS,

Sworn to and subscribed before me Aug. 14, 1967.

MAE G. STREIT,
Notary Public.

By Messrs. Goodwyn, Engel and Turner:

S. 584. To amend section 2, Act No. 223, First Special Session, Legislature of 1967, with reference to license and registration fees on private passenger automobiles and motorcycles and to provide for the payment of such fees on private passenger automobiles on a declining basis.

Committee on Finance and Taxation.

By Mr. Goodwyn:

S. 585. To provide for the repayment of public assistance funds obtained by any person not entitled thereto or in excess of that to which he is entitled, and to provide for the waiver of such repayment in certain instances.

Committee on Judiciary.

By Mr. Goodwyn:

S. 586. To authorize the Alabama public school and college authority, a public corporation, to issue and sell additional bonds in the principal amount of $5,000,000 for the purpose of constructing, equipping, establishing, creating, supporting and maintaining a four-year college at Montgomery under the supervision and control of the board of trustees of Auburn University.

Committee on Public Buildings and Grounds.

By Messrs. Pierce and Goodwyn:

S. 587. To amend Act No. 118, Local Acts of 1939, page 66, approved March 8, 1939, which said act is entitled: "AN ACT to create and establish a Board of Jury Supervisors in Montgomery County, Alabama, to provide that the Circuit Judges, the Judge of Probate, the Sheriff, and the Clerk of the Circuit Court of Montgomery County shall constitute The Board of Jury Supervisors and to confer upon them all the jurisdiction and all the powers and authority which is now or which may hereafter be by law vested in Jury Boards and Jury Commissions in this State; to provide that they shall perform and discharge all the duties of Jury Boards and Jury Commissions without compensation, except as provided by this Act; to authorize them to elect one of their number President of such Board of Jury Supervisors, and to provide that the Clerk of the Circuit Court of Montgomery County shall be ex-officio clerk of such Board of Jury Supervisors; to fix his salary as such clerk, the manner of its payment, and to provide for the delivery to this Board of the papers and records of any former Board of Jury Supervisors, Jury Board or Jury Commission of Montgomery County."

To repeal that portion of Act No. 100, General Acts of Alabama, Regular Session, 1965, page 152, approved July 7, 1965 which amends Section 3(a) of Act No. 250, General Acts of Alabama, Regular Session, 1959.

Committee on Local Legislation No. 1.

With notice and proof thereto attached and herewith exhibited as follows:

A BILL
TO BE ENTITLED
AN ACT

To amend Act No. 118, Local Acts of 1939, page 66, approved March 8, 1939, which said act is entitled:

"AN ACT to create and establish a Board of Jury Supervisors in Montgomery County, Alabama, to provide that the Circuit Judges, the Judge of Probate, the Sheriff, and the Clerk of the Circuit Court of Montgomery County shall constitute The Board of Jury Supervisors and to confer upon them all the jurisdiction and all the powers and authority which is now or which may hereafter be by law vested in Jury Boards and Jury Commissions in this state; to provide that they shall perform and discharge all the duties of Jury Boards and Jury Commissions without compensation, except as provided by this Act; to authorize them to elect one of their number President of such Board of Jury Supervisors, and to provide that the Clerk of the Circuit Court of Montgomery County shall be ex-officio clerk of such Board of Jury Supervisors; to fix his salary as such clerk, the manner of its payment, and to provide for the delivery to this Board of the papers and records of any former Board of Jury Supervisors, Jury Board or Jury Commission of Montgomery County."

To repeal that portion of Act No. 100, General Acts of Alabama, Regular Session, 1965, page 152, approved July 7, 1965, which amends Section 3(a) of Act No. 250, General Acts of Alabama, Regular Session, 1959.

Be It Enacted by the Legislature of Alabama:

1. That Section I of Act No. 118, Local Acts of 1939, page 66, approved March 8, 1939, entitled:

"AN ACT to create and establish a Board of Jury Supervisors in Montgomery County, Alabama, to provide that the Circuit Judges, the Judges of Probate, the Sheriff, and the Clerk of the Circuit Court of Montgomery County shall constitute The Board of Jury Supervisors and to confer upon them all the jurisdiction and all the powers and authority which is now or which may hereafter be by law vested in Jury Boards and Jury Commissions in this State; to provide that they shall perform and discharge all the duties of Jury Boards and Jury Commissions without compensation, except as provided by this Act; to authorize them to elect one of their number President of such Board of Jury Supervisors, and to provide that the clerk of the Circuit Court of Montgomery County shall be ex-officio clerk of such Board of Jury Supervisors; to fix his salary as such clerk, the manner of its payment, and to provide for the delivery to this Board of the papers and records of any former Board of Jury Supervisors, Jury Board or Jury Commission of Montgomery County."

be and the same is hereby amended to read as follows:

"SECTION 1. That in Montgomery County, Alabama, there is hereby created and established a Board of Jury Supervisors which shall be composed of the Circuit Judges, with the exception of the presiding Circuit Judges who shall not be a member of said Board, the Judge of Probate and the Clerk of the circuit Court of said County."

2. That Section 3 of the aforesaid Act be and the same is hereby amended to read as follows:

"Section 3. The Circuit Judges, with the exception of the presiding Circuit Judge who shall not be a member of said Board, the Judge of Probate and the Clerk of the Circuit Court of Montgomery County, Alabama, shall within ten days after the approval of this Act by the Governor, or this Act becoming a law, meet and organize as such Board of Jury Supervisors by electing one of their number President of the Board of Jury Supervisors, and shall thereupon begin the discharge of the duties imposed upon and required of them by this Act. Any three of them shall be a quorum for the transaction of any and all business."

3. That Section 4 of the aforesaid Act be and the same is hereby amended to read as follows:

"Section 4. The Clerk of the Circuit Court of Montgomery County shall be ex-officio Clerk of the Board of Jury Supervisors in such county, and shall take the oath and perform all the duties now required by law of clerks of jury boards and jury commissions in this State. Said Clerk of the Board of Jury Supervisors shall receive for his services as such the sum of Twelve Hundred Dollars per year, payable in twelve equal monthly installments, out of the treasury of such county upon the order of the President of the Board of Supervisors. The said Clerk of the Board of Jury Supervisors is authorized to incur on behalf of said Board of Jury Supervisors reasonable administrative expenses in connection with the performance of the duties imposed upon said Board in an amount not to exceed the sum of Three Thousand Six Hundred Dollars per year, which said expenses shall be payable out of the treasury of such county upon the order of the President of the Board of Jury Supervisors."

4. That Section 5 of the aforesaid Act be and the same is hereby amended to read as follows:

"Section 5. Upon the organization of the Judges of the Circuit Court, with the exception of the presiding Circuit Judge who shall not be a member of said Board, the Judge of Probate and the Clerk of the Circuit Court as the Board of Jury Supervisors, the persons then or theretofore acting as the Board of Jury Supervisors, Jury Board or Jury Commission in Montgomery County, Alabama, shall deliver to the Board of Jury Supervisors created herein, the jury roll, all books, papers, cards, and other records of such Board of Jury Supervisors, Jury Board or Jury Commission."

5. That all laws and parts of laws, general, local or special, in conflict with the provisions of this Act be and the same are hereby expressly repealed; and without limiting the generality of the foregoing, there is expressly repealed that portion of Act No. 100, General Acts of Alabama, Regular Session, 1965, approved July 7, 1965, which reads as follows:

"Said Act is further amended by the addition of Section 3(a), which reads as follows:

'The Judge of the Family Relations Division of the Circuit Court of any county to which this Act applies shall not be a member of the jury commission or board of jury supervisors of any county of the State of Alabama.'"

6. Should any section or part of this Act be declared invalid or unconstitutional, this shall not affect the balance of the Act.

7. This Act shall take effect immediately upon its becoming a law.

STATE OF ALABAMA
COUNTY OF MONTGOMERY

Before me, Kathleen F. Oswald, a Notary Public in and for the State and County aforesaid, personally appeared Betty Shine, who first being duly sworn according to law, deposes and says that she is Bookkeeper for The Advertiser Company, publishers of The Montgomery Advertiser and the Alabama Journal, and that the advertisement of A BILL TO BE ENTITLED AN ACT (To Amend Act. No. 118, Local Acts of 1939, Page 66 Approved March 8, 1939) appeared in said publication Ala. Journal July 27, August 3, 10, 14, 1967 and that there is now due on said account the sum of ----------, which is due, just and unpaid, and that no part of said account has been paid except as herein specified.

BETTY SHINE.

Sworn to and subscribed before me this 14th day of August 1967.

KATHLEEN F. OSWALD,
Notary Public, Montgomery County, Alabama.

By Messrs. McDermott and Engel:

S. 588. To provide retirement allowances for certain elected officials of Mobile County and of incorporated municipalities therein; providing for contributions by elected officials from the salaries paid them as public officials; providing for certain payment in event of disability; providing for approval of a majority of the voters in the respective political subdivisions before the provisions of this act can become operative as to any such subdivision.

Committee on Local Legislation No. 1.

With notice and proof thereto attached and herewith exhibited as follows:

LEGAL NOTICE

STATE OF ALABAMA
COUNTY OF MOBILE

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

To provide retirement allowances for certain elected officials of Mobile County and of incorporated municipalities therein; providing for contributions by elected officials from the salaries paid them as public officials; providing for certain payment in event of disability; providing for approval of a majority of the voters the respective political subdivisions before the provisions of this act can become operative as to any such subdivision.

Be It Enacted by the Legislature of Alabama:

Section 1. As used in this act, the term "elected official" shall include mayors and members of the boards of commissioners and city and town councils of every incorporated municipality in Mobile County and shall also include the following officials of Mobile County: members of the County Commission, tax assessor, tax collector, treasurer, commissioner of license, judge of probate, judge of the Court of General Sessions, circuit clerk and sheriff. It shall not include any other elective positions in Mobile County. The term "covered office" shall include any one or more of the offices filled by elected officials.

Section 2. Each elected official who serves in a covered office or combination thereof for the number of years hereinafter set forth and who from the time the provisions of this act become operative as to him, contributes to the governmental unit which he serves, for the purpose of such retirement benefits, an amount equal to four (4%) per cent of the annual salary of the covered office in which he serves, shall be entitled to, and shall be paid, upon termination of his service and attainment of the age specified in Section 4 hereof, a retirement allowance based upon his average annual compensation for his ten highest-paid years while in covered office. The schedule of allowances shall be as follows:

(a) For completion of sixteen years' service in a covered office or combination thereof 40%

(b) For completion of eighteen years' service in a covered office or combination thereof 45%

(c) For completion of twenty years' or more service in a covered office or combination thereof 50%

Section 3. The contributions of such official provided for in Section 2 hereof shall be deducted from the salary of such official on each pay day in equal installments and paid into the general fund of the governmental unit which such official serves and with respect to elected officials in office at the time the provisions of this act become operative, shall commence beginning with the first month next following the date when the provisions of this act become operative as to them. Subsequently-elected officials, in order to be thus eligible, shall commence contributions upon taking office.

Section 4. Eligibility for the retirement benefits provided for in Section 2 above shall start when the person entitled thereto attains his 62nd birthday, if male, or her 60th birthday, if female. However retirement benefits shall start for an eligible official earlier in the event of total and permanent disability of such official. Total and permanent disability means a physical or mental condition of an eligible official resulting from a bodily injury or disability or mental disorder which renders him incapable of engaging in an occupation or performing any work for profit, which disability shall be certified by one physician selected by participant and one physician selected by the governing body of the political subdivision or subdivisions responsible for payment of the retirement benefit. If the physicians thus selected cannot agree, they shall select a third physician and the decision of the majority of the three shall be controlling. Provided further, that nothing contained in this act shall be construed to entitle a participant to a retirement benefit who has not served an aggregate minimum of sixteen (16) years in one or more of the elective offices as above defined, nor to entitle any participant to a retirement benefit while he is still in a covered office.

Section 5. The retirement benefits provided by this act shall be paid from the general funds of the governmental unit or units which paid the salary of the official during covered office. In the event that any entitled participant shall have served as an elected official of more than one such governmental unit within the county, each such governmental unit shall pay to the entitled participant its pro rata share of the total benefits to which he is entitled. The pro rata share to be paid by such governmenal unit shall be determined as follows: The aggregate salary earned by the participant throughout his entire service in covered office with each governmental unit shall be ascertained; the proportion that these respective sums bear, separately, to the total salary earned by the participant while serving in covered office with all of the governmental units shall represent the proportion of the retirement benefit, as calculated pursuant to Section 2 hereof, which shall be paid by each governmental unit served by the participant. The governing body or bodies of the obligated governmental units shall order the payments provided in this act paid from their respective general funds, with the annual benefit to be paid in equal monthly installments not later than the tenth day of each month following the month for which the allowance is due.

Section 6. Nothing contained in this act shall be construed as making participation through contributions by elected officials as mandatory, but any such official who does not participate by contribution shall not be entitled to the retirement benefits provided by this act. Any elected official who commences contributions but who does not serve a total of at least sixteen (16) years as herein provided shall, upon his retirement or other separation from office, be entitled, or in the event of his death his personal representative shall be entitled, to a refund of the total amount of money, without interest, thus contributed by such elected official during his service, upon making verified claim therefor to the governing body or bodies of the affected governmental unit or units. In the event that any elected official begins to draw the retirement allowance to which he shall be entitled by the terms of this act and dies before withdrawing an amount equal to the total amount contributed by him during his covered service, the personal representative of such elected official shall be entitled to a refund of the remaining portion of the total amount so contributed by that elected official, without interest, upon making verified claim therefor to the governing body or bodies of the affected governmental unit or units. Any elected official who fails to make the contributions herein provided shall not thereafter be allowed to pay past accrued contributions in order to avail himself of the benefits afforded by this act.

Section 7. The provisions of this act are severable. If any part of the act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Secion 8. The provisions of this act shall become operative as to elected officials holding countywide office only when approved by a majority of the qualified electors of the county voting in a referendum held for that purpose, and as to elected municipal officials, only when approved by a majority of the qualified electors of the affected municipality voting in a referendum held for that purpose. The first referendum for the county and all municipalities therein shall be held on the same day as the first countywide primary, general, or special election held in the county after the passage of this act. The county commission of Mobile County shall order and provide for holding the referendum on such date. Subsequent elections on the question may be ordered and provided for by the governing body of the county or any municipality at intervals of not less than one year if the county or such municipality fails to approve the act. Any election held hereunder shall be governed by the laws applicable to general elections held in Mobile County.

Section 9. All laws or parts of laws which conflict with this act are hereby repealed.

E. E. Koch being sworn, says that he is Office Manager of the Mobile Press and The Mobile Register, daily newspapers printed and published in the City and County of Mobile, State of Alabama: and the attached notice appeared in the issue of The Mobile Register Jul 19 26 Aug 2 9 1967

E. E. KOCH.

Sworn to and subscribed before me this 9 day of August 1967

W. F. EGAN,
Notary Public.

By Mr. Nabors:

S. 589. To provide additional and alternate methods of annexation of certain territory to municipalities in counties in the State of Alabama having a population of not less than ninety-six thousand (96,000) nor more than one hundred six thousand (106,000) inhabitants according to the last or any subsequent Federal Census.

Committee on Local Legislation No. 1.

By Mr. Nabors:

S. 590. To alter, rearrange and extend the boundary lines of the City of Gadsden, Alabama in Etowah County, Alabama, so as to include within the corporate limits of said City certain property therein set out and described.

Committee on Local Legislation No. 1.

With notice and proof thereto attached and herewith exhibited as follows:

LEGAL NOTICE

Notice is hereby given that at the next special or regular session of the Legislature of the State of Alabama, the undersigned will introduce a Bill in the Legislature as follows:

An act to alter, rearrange and extend the boundary lines of the City of Gadsden, Alabama in Etowah County, Alabama, so as to include within the corporate limits of said City certain property therein set out and described.

Be It Enacted by the Legislature of Alabama:

Section 1. The boundaries of the City of Gadsden, in Etowah County, Alabama, are hereby altered, rearranged and changed so as to include within the corporate limits of said City all of the foregoing described real estate located in Etowah County, Alabama, and described as follows, viz:

Lots Numbers Fifteen (15), Sixteen (16), Seventeen (17) and Eighteen (18) in Block Number Five (5) in Rolling Green Park, according to the map or plat thereof recorded in Plat Book "C", Page 239 in the Probate Office, and lying and being in Etowah County, Alabama.

Section 2. All laws or parts of laws, both general, special or local in conflict with this Act are hereby expressly repealed.

Section 3. This Act shall take effect immediately upon the passage and approval by the Governor, or upon its otherwise becoming a law.

STATE OF ALABAMA
COUNTY OF ETOWAH

Before me, Walter Betz a Notary Public, in and for said County, in said State, personally appeared I B Scruggs, who is known to me, and who, after being by me duly sworn, deposes and says under oath as follows:

That she is Adv. bookkeeper of The Gadsden Times, a Newspaper published in said County, in said State, and authorized under the laws of the State of Alabama to carry legal advertising;

That, as such employee, she has knowledge of the facts hereinafter stated, and that she is authorized by said, The Gadsden Times, to make this affidavit;

That there is glued to said affidavit notice of the Notice, which notice was printed in The Gadsden Times in its regularly circulated editions on July 19-26, Aug 2, and 9 1967, and that the clipping glued to this affidavit constitutes an exact and true copy of said advertisement as it appear in The Gadsden Times on the dates shown above.

Subscribed and sworn to by me on this, the 9 day of Aug, 1967.

I. B. SCRUGGS.

Subscribed and sworn to before me on this the 9 day of Aug, 1967.

WALTER BETZ,
Notary Public, Etowah County, Alabama.

By Mr. Nabors:

S. 591. Relating to counties having populations of not less than 96,000 nor more than 106,000 according to the most recent federal decennial census; providing for and establishing a central purchasing system further regulating purchasing for each such county, and for all officers, offices, departments and instrumentalities of each such county, including the county board of education; creating and providing for the operation of a county purchasing department under the supervision and control of a county purchasing agent in each such county; providing for the appointment, term of office and compensation of the county purchasing agent and for the payment of the costs and expenses of the purchasing department jointly by the county governing body and the county board of education.

Committee on Local Legislation No. 1.

By Mr. Nabors:

S. 592. Relating to Civil Defense; requiring protection from radiological fallout to be incorporated in the construction of certain State-owned buildings; authorizing radioactive fallout protection in school buildings constructed in Alabama: Providing for participation in Federal assistance programs for this purpose: And declaring an emergency.

Committee on Public Buildings and Grounds.

By Mr. Nabors:

S. 593. Relating to Etowah County; to provide for the appointment of the county superintendent of education; to prescribe the qualifications, duties, term of office, and compensation of such officer; and to repeal all conflicting laws.

Committee on Local Legislation No. 1.

With notice and proof thereto attached and herewith exhibited as follows:

LEGAL NOTICE

The following to be introduced in regular session or the next special session of the legistlature.

Relating to Etowah County, to provide for the appointment of the county superintendent of education; to prescribe the qualifications, duties, term of office, and compensation of such officer; and to repeal all conflicting laws.

Be It Enacted by the Legislature of Alabama:

Section 1. The county board of education of Etowah County shall appoint the county superintendent of education, who shall take office on the first day of July next succeeding his appointment and shall serve for a term of four years and until his successor is appointed and qualified. If there be a vacancy in the office from any cause whatever, the county board of education shall fill such vacancy in the manner provided by the general laws of the State.

Section 2. The county superintendent of education of Etowah County shall be a person of good moral character, of recognized ability as a school administrator, with academic and professional education equivalent to graduation from a standard university or college, having a masters degree, must be eligible for an administrative certificate from the State of Alabama, and shall have had not less than three years of public school administration experience within the last five years prior to his appointment.

Section 3. The Etowah County superintendent of education shall perform and discharge all the duties prescribed by general law for the county superintendent of education, and any additional duties heretofore or hereafter prescribed by local law.

Section 4. The salary of the county superintendent of education shall be fixed by the county board of education at an amount deemed adequate and feasible, which shall be payable at the time and in the manner prescribed by the general laws of Alabama regulating the payment of compensation of county superintendents of education.

Section 5. The provisions of this Act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 6. All laws or parts of laws which conflict with this Act are hereby repealed.

Section 7. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

STATE OF ALABAMA
COUNTY OF ETOWAH

Before me, James M. Striplin, a Notary Public, in and for said County, in said State, personally appeared I B Scruggs, who is known to me, and who, after being by me duly sworn, deposes and says under oath as follows:

That she is Adv. bookkeeper of The Gadsden Times, a Newspaper published in said County, in said State, and authorized under the laws of the State of Alabama to carry legal advertising;

That, as such employee, she has knowledge of the facts hereinafter stated, and that she is authorized by said, The Gadsden Times, to make this affidavit;

That there is glued to said affidavit notice of the Notice, which notice was printed in The Gadsden Times in its regularly circulated editions on July 26, Aug 2-9, and 14 1967, and that the clipping glued to this affidavit constitutes an exact and true copy of said advertisement as it appear in The Gadsden Times on the dates shown above.

Subscribed and sworn to by me on this, the 14 day of Aug, 1967.

I. B. SCRUGGS.

Subscribed and sworn to before me on this the 14 day of Aug, 1967.

JAMES M. STRIPLIN, JR.,
Notary Public, Etowah County, Alabama.

My Commission Expires January 20, 1969

By Mr. Harris:

S. 594. Relating to Limestone County; providing further for meetings and compensation of members of the County Board of Education of such county.

Committee on Local Legislation No. 1.

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA
COUNTY OF LIMESTONE

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

Relating to Limestone County; providing further for meetings and compensation of members of the County Board of Education of such county.

Be It Enacted by the Legislature of Alabama:

Section 1. The County Board of Education of Limestone County shall be authorized to hold one regular meeting each week and such special meetings as the members deem necessary. For attendance at

regular and special meetings the members shall each be paid from the county school funds such per diem and allowances as heretofore provided for by law.

Section 2. All laws or parts of laws which conflict with this Act are repealed.

Section 3. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

PROOF OF PUBLICATION

STATE OF ALABAMA
COUNTY OF LIMESTONE

Before me, the undersigned authority in and for said County in said State, this day personally appeared Baylis Hightower, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Treasurer of the News Leader, a newspaper of general circulation published in Limestone County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 20, July 27, August 3, and August 10, all in the year 1967.

BAYLIS HIGHTOWER.

Sworn to and subscribed before me August 11, 1967.

LINDA S. HOLDEN,
Notary Public,
Limestone County, Alabama.

By Mr. Cooper:

S. 595. To provide an expense account for coroners in counties having populations not less than 22,372 nor more than 24,000 in lieu of all fees he now receives.

Committee on Local Legislation No. 1.

By Messrs. Cooper, Turner, Engel, Goodwyn, Clark, Lolley, Givhan, Pelham, Giles, Stone, Pierce, Branyon and Adams:

S. 596. To amend Section 6, Act No. 367, Acts of Alabama, 1957, Title 52, Section 61 (6), Code of Alabama, 1940 (Recompiled, 1958), relating to the assignment and transfer of teachers in the schools of the state.

Committee on Finance and Taxation.

By Mr. O'Bannon:

S. 597. To fix the compensation of certain county officers in all counties having populations of not less than 46,500 nor more than 48,000; to repeal conflicting laws; and to provide for a referendum.

Committee on Local Legislation No. 1.

By Messrs. Giles, Lolley and Jackson:

S. 598. To levy and provide for the collection and distribution of an additional tax on gasoline and motor fuels to be in lieu of all local tax levies on such gasoline and motor fuels, including kerosene.

Committee on Finance and Taxation.

By Messrs. McDermott and Engel:

S. 599. To provide further for funds for the maintenance and operation of a county health department under direction of a county health officer in all counties having populations of not less than 300,000 nor more than 500,000, according to the most recent federal decennial census; requiring contributions by incorporated municipalities in such counties.

Committee on Local Legislation No. 1.

By Mr. Givhan:

S. 600. To alter, re-arrange and extend the boundary lines and corporate limits of the City of Selma, Dallas County, so as to annex certain territory to the city.

Committee on Local Legislation No. 1.

With notice and proof thereto attached and herewith exhibited as follows:

LEGAL NOTICE

LEGAL NOTICE

STATE OF ALABAMA
COUNTY OF DALLAS

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and applicaiton for its passage and enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

To alter, re-arrange and extend the boundary lines and corporate limits of the City of Selma, Dallas County, so as to annex certain territory to the city.

Be It Enacted by the Legislature of Alabama:

SECTION 1. The boundary lines and corporate limits of the City of Selma, Dallas County, are hereby altered, rearranged and extended so as to include within the boundary lines and corporate limits of the city the following described territory which is contiguous to the city, lying and being in Dallas County, to-wit:

Commence at the intersection of the South Right of Way of U. S. Highway 80 with the East Line of the SE¼, Section 22, Township 17 North, Range 10 East; thence running N 83°41′ W along the South Right of Way of U. S. Highway 80, 689.07 feet; thence N 83°44′ W, 844.03 feet to the point of beginning. Thence from said point of beginning turn an angle to the left of 79 degrees 00 minutes and run South 17°16′ West to the center line of the Felix Road; thence in a Northwesterly direction along the center line of the Felix Road to the intersection of the center line of the Felix Road and the South Right of Way of U. S. Highway 80; thence S 83° 44′ E along the South Right of Way of U. S. Highway 80, 1369.00 feet to the point of beginning.

SECTION 2. This Act shall become effective immediately upon its passage and approvoal by the governor, or upon its otherwise becoming a law.

PROOF OF PUBLICATION

STATE OF ALABAMA
COUNTY OF DALLAS

Before me, the undersigned authority in and for said County in said State, this day personally appeared Henry H. Lloyd, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Business Manager of the Selma Times Journal, a newspaper of general circulation published in Dallas County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 27, August 2, August 7, and August 14 all in the year 1967.

HENRY H. LLOYD.

Sworn to and subscribed before me 14th. day of August, 1967.

JOSEPHINE K. TIPTON,
Notary Public.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House Bill and ordered same sent forthwith to the Senate without engrossment:

By Messrs. Steagall and Cook (Coffee):

H. 642. To amend Code of Alabama 1940, Title 52, Section 298, in relation to the minimum age at which children may enter school.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

The House Bill, the title of which is set out in the foregoing Message from the House, was read one time and referred to appropriate Standing Committee, as follows:

H. B. 642. To the Committee on Public Buildings and Grounds

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House Bills and ordered same sent forthwith to the Senate without engrossment:

By Messrs. Grayson and Downing:

H. 636. To amend Act Number 280, H. B. 109, Acts of Alabama, Special Session of 1965, approved May 5, 1965, which relates to the appointment and compensation of Deputy District Attorneys of the Thirteenth Judicial Circuit.

Also:

By Messrs. Grayson, Downing, Smith (C), Perloff and Hogan:

H. 637. To amend further Act No. 263, S. 222, Special Session 1961 (Acts 1961, p. 2280), relating to the compensation of election officers in counties having populations of not less than 300,000 nor more than 500,000.

Also:

By Mr. Smith (C):

H. 801. To further amend Section 1 of Act 467, Acts of Alabama, 1963, Volume 2, page 1019, an Act providing for Supernumerary Circuit Solicitors of the State.

Also:

By Messrs. Laxson, Snodgrass, McLain, Pennington and Jones:

H. 758. To provide, in any county of the State of Alabama having a population of not less than 115,000 or more than 160,000, according to the last or any subsequent decennial census for the incorporation of an authority to lease or own or otherwise acquire and provide, control and operate coliseums, parks, exhibits, exhibitions, fairgrounds and other installations, facilities, and places for the amusement, entertainment, recreation, and cultural development of the citizens of said county; to provide for the management of said authority by a board of directors; to provide for the appointment, and term of office and removal of said directors; to provide for the powers of such authority; to authorize the county, or any city within such county, to lease or sell and convey to the authority real or personal property; to provide for the terms and conditions on which said authority may conduct, operate, manage or promote amusements or recreational activities; to empower such authority to construct or acquire recreational facilities and installations for amusement; to empower the authority to borrow money and issue bonds and execute mortgages or other conveyances as security for money so borrowed; to authorize the county or any city within said county to make appropriations or to lend money to the authority; and to accord the authority exemption from State, county and city taxation.

Also:

By Messrs. Snodgrass, Laxson, McLain, Pennington and Jones:

H. 759. To provide for official court reporters in all circuit courts in all counties in the State of Alabama having a population of not less than 170,000 nor more than 300,000 inhabitants according to the then next preceding Federal census; to fix the duties and status and authority of such court reporters; and to provide for the appointment of such court reporters by each circuit judge in such counties and to provide for the compensation and salary of such court reporters.

Also:

By Messrs. Owens (W.E.), Wright and Malone:

H. 782. To provide for the distribution among the municipalities in any county having a population as great as 96,000 and not exceeding 108,000, according to the last or any succeeding federal decennial census, of a portion of the State Gasoline Excise Tax paid to such county pursuant to the provisions of Section 5(b) of Act No. 224 adopted at the special session of the Legislature of Alabama that convened on March 2, 1967.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

The House Bills, the titles of which are set out in the foregoing Message from the House, were severally read one time and referred to appropriate Standing Committees, as follows:

H. B.'s 636 and 801. To the Committee on Finance and Taxation

H. B.'s 637, 758, 759 and 782. To the Committee on Local Legislation No. 1.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House Bills and ordered same sent forthwith to the Senate without engrossment:

By Mr. Beck:

H. 610. Relating to DeKalb County, Alabama; providing a more convenient and efficient method for the issuance of all licenses, except marriage license; assessment for taxes, collecting of ad valorem taxes, and sale and distribution of tags for motor vehicles, issuance of temporary instruction permits, and the transfer of ownership of motor vehicles, creating a license department in DeKalb County, to which this act applies, as herein provided, and providing for a Director and Deputy Director thereof; transferring to the License Department and the Director thereof, all the titles, duties, responsibilities, liabilities and authority of the Tax Assessor, tax Collector, Judge of Probate, relative to the issuance of all licenses, except marriage license, including the registration assessment for taxes, collection of ad valorem taxes, sale and distribution of tags for motor vehicles, the issuance of motor vehicle drivers licenses and temporary instruction permits, the transfer of ownership of motor vehicles, and the distribution of the fees, charges and commissions collected and received therefrom; providing an additional and alternative method for the registration, assessment for taxes, collection of ad valorem taxes, and sale and distribution of tags for motor vehicles; providing for clerical assistance, office space, equipment, supplies, and other conveniences necessary for the efficient operation and conduct of the license department; providing that this Act is to become effective immediately upon its passage and approval by the Legislature, and approved by the Governor; and repealing all laws and parts of laws in conflict with said Act.

With notice and proof thereto attached and herewith exhibited as follows:

LEGAL ADS

NOTICE

Notice is hereby given that at the present session of the Legislature of Alabama a bill substantially as follows will be introduced, and application for its passage and enactment will be made, that is to say:

A BILL
TO BE ENTITLED
AN ACT

Relating to DeKalb County, Alabama; providing a more convenient and efficient method for the issuance of all licenses, except marriage license; assessment for taxes, collecting of ad valorem taxes, and sale and distribution of tags for motor vehicles, issuance of temporary instruction permits, and the transfer of ownership of motor vehicles, creating a license department in DeKalb County, to which this act applies, as herein provided, and providing for a Director and Deputy Director thereof; transferring to the License Department and the Director thereof, all the titles duties, responsibilities, liabilities and authority of the Tax Assessor, Tax

Collector, Judge of Probate, relative to the issuance of all licenses, except marriage license, including the registration assessment for taxes, collection of ad valorem taxes, sale and distribution of tags for motor vehicles, the issuance of motor vehicle drivers licenses and temporary instruction permits, the transfer of ownership of motor vehicles, and the distribution of the fees, charges and commissions collected and received therefrom; providing an additional and alternative method for the registration, assessment for taxes, collection of ad valorem taxes, and sale and distribution of tags for motor vehicles; providing for clerical assistance, office space, equipment, supplies, and other conveniences necessary for the efficient operation and conduct of the license department; providing that this Act is to become effective immediately upon its passage and approval by the Legislature, and approved by the Governor; and repealing all laws and parts of laws in conflict with said Act.

Be It Enacted by the Legislature of Alabama:

Section 1. There is hereby created a License Department for DeKalb County, Alabama. Said License Department is hereinafter referred to in this Act as the "DEPARTMENT."

Section 2. The Director of the Department shall be I. E. Farmer, and he shall hold office until January 1, 1971. The Director of said Department's term of office shall be for a period of four (4) years; and shall be elected at the next general election, preceding the expiration of the term of the present Director, and every four years thereafter, and shall hold office until his successor is elected and qualified. Any vacancy occuring shall be filled for the unexpired term by appointment by the DeKalb County Commission, who shall constitute a Board of Appointment for such purposes.

Section 3. A director of the Department shall be a County officer, shall have an official seal of office, and shall maintain his permanent office in the County Courthouse. He shall be entitled to an annual salary of $6,000.00; payable in equal monthly installments from the County Public Highway and Traffic Fund, or the general fund of the County, or any other fund heretofore designated by law, as may be determined by the county Commission.

Section 4. Before entering upon the duties of his office, the Director of the Department shall take the oath of office prescribed by the Constitution and shall enter unto bond conditioned as other official bonds are conditioned. Such bonds shall be in such sums as may be prescribed by the Governing Body of the County, The Bond shall be approved by the County Governing Body, and filed and recorded by the Judge of Probate of the County, and may be made by the Surety Company or Surety Companies. authorized by their charters to execute officials bonds, provided they are qualified to do business in this State, or such bonds may be made with individual sureties, or banks or other corporations qualified to do business in this State, and authorized under their charters, to make such bonds, all premiums on such bonds. All premiums on such bonds shall be paid out of either of the funds from which the salary of the Director may be paid.

Section 5. Suitable office space in the Courthouse of the County, and all stationary, equipment, supplies and postage necessary for the conduct of the office, shall be furnished by the Governing Body of the County to the Director of the Department, except such stationary and supplies as the law requires to be furnished by the State Department of Revenue, the State Department of Finance, or the State Comptroller. Office supplies and Equipment may be paid out of the County Highway Traffic Fund or any other Fund as may be determined by the County Commission.

Section 6. The Director of the Department may appoint a deputy director of the Department who shall perform such duties as the Director may prescribe, and who, in the absence of the Director, shall have the same powers and authority herein granted to the Director of the Department. The Director of the Department also may appoint a sufficient number of clerks and assistants properly to perform the duties of the office, and such Deputy Director, clerks, and assistants shall be appointed subject to the approval of the County Governing Body, and their compensation shall be fixed by the County Governing body, and paid out of the General fund of the County or any other funds out of which the Director's Salary may be paid as herein provided and paid in the same manner as the salaries of other county employees are paid.

Section 7. It shall be the duty of the Director of the Department to collect for and issue all licenses in the County, except marriage, licenses, which are now or may hereafter be required by law to be issued, collected for and paid to the State of Alabama or the counties thereof, and with respect to motor vehicles to issue such licenses and permits as may now or hereafter be required by law for the exercise of any right or privilege in connection therewith.

Section 8. To prevent motor vehicles, as defined by Article 8 of Title 51 of the Code of Alabama 1940, as amended, from escaping taxation and to provide for the more efficient assessment and collection of taxes due on same, no license shall be issued to operate a motor vehicle on the public highways of this State, nor shall any transfer be made by the Director of the Department, as provided by this act, unless the ad valorem tax on such vehicle shall have been paid in the County for the preceding year, as evidenced by a receipt of the Director of the Department where the owner of the Vehicle resides, if the vehicle is owned by an individual; and if the vehicle is owned by a Firm, Corporation, or Association, then as evidenced by the receipt of the Director of the Department in the County in which the motor vehicle is used or operated. Provided, that this section shall not apply to motor vehicles owned by Dealers, the State, counties and municipalities. Every person, firm, or corporation, who desires to operate a motor vehicle on the public highways of Alabama shall first return such motor vehicle for ad valorem taxation to the director of the Department of the County for the preceding tax year, and the Director of the Department of the County shall deliver to such person who makes the return as herein required a certificate of assessment on a form prescribed by the State Department of Revenue and such Certificate shall be the warrant of the Director of the Department to collect the tax as shown thereon. Motor vehicles, within the meaning of this Act, shall not be included in any assessment made by any person, firm or corporation with the tax assessor, and such motor vehicle shall not be considered as excape property by reason of failure to include same in any tax return, but shall be assessed as herein provided. The Director of the Department upon issuing a license for the operation of Motor Vehicles as herein provided, shall make a duplicate of the tax receipt and keep same on file in his office. The license tag shall be evidence of the payment of the license and ad valorem tax due as provided under this Act. Valuation for ad valorem assessment shall be sixty per cent of the fair and reasonable value of such motor vehicles. Motor Vehicles brought into this State after the first day of October, and before the Director of the Department has completed his assessment, shall be subject to taxation the same as if it had been held or owned in the State on the first day of October. The Director of the Department is authorized to issue a motor vehicle license where he ascertains and makes a record of the fact that there is no ad valorem tax due on said motor vehicle for the preceding year. The Director of the Department, in addition to assessing and collecting the ad valorem taxes due the State and County on motor vehicles, shall collect the ad valorem taxes on motor vehicles due all cities and

towns located in such County. The Director of the Department shall report and pay over the money collected for cities and towns at the same time and in the same manner as State and County Taxes are reported and paid over by him. The Director of the Department shall receive a commission of two and one-half per cent for assessing and a commission of two and one-half per cent for collecting city and town ad valorem taxes and shall deduct these commissions from the amount collected before paying the same over to the city or town. All commissions collected hereunder by the Director of the Department shall be paid into the general fund of the County and shall be the property of the County.

Section 9. On or after the first day of September, each year, the Director of the Department, if he elects to do so, may mail an application in the form and containing the information hereinafter provided to all owners of motor vehicles listed as such in the motor vehicle license records (including transfers) in his office or, at his option, to such owners as request that such application be mailed to them. The application shall be on a form to be provided by the State Department of Revenue. The application form shall contain a space for the name and address of the owner of the motor vehicle, and the make, model, year, and motor number of his motor vehicle and such other information with respect thereto, as the State Department of Revenue may prescribe. The application form shall also contain a space for the correct amount of ad valorem taxes (state, county, school districts and municipal) and the amount of the motor vehicle license tax due thereon and the issuance fee, including the mailing fee provided for herein. The application form shall also contain a space for the owner to fill in his present address, if different from that shown in the application form, and a space for his signature. The director of the Department shall cause the application form to be filled in with the name and address of the owner; the description of the motor vehicle; the license tax and fees to become due on November 15, succeeding, as shown on the license registration and transfer records in his office; and the amount of ad valorem taxes on said motor vehicle for the preceding tax year as provided by Title 51, Section 704. Code of Alabama (1940) as amended. The Director of the Department shall thereupon cause the application, so filled in, to be mailed to the owner of the motor vehicle at his address shown thereon, at the address to which such owner requests that the application form be mailed. The Owner of the motor vehicle, if he is still the owner of the motor vehicle, and if he desires to pay his motor vehicle ad valorem taxes and license tax and secure his motor vehicle registration tag by mail, shall sign the application form indicating thereon any change of address, and return the same by mail together with his remittance for ad valorem taxes, license taxes, and fees as shown thereon to the Director of the Department. Money orders and checks for the payment of such taxes and fees shall be made payable to the director of the License Department. Upon receipt of the signed application form and the remittance for the amount properly due for ad valorem taxes, license tax, and fees, the director of the Department shall thereupon mail a receipt for such taxes and fees and the license tag for his motor vehicle to the owner thereof. When an application is returned to the Director of the Department, not signed, or when less than the correct amount of the taxes and fees due therefor has been paid, due to a change of address, or other causes, such application shall be returned to the owner for correction or for signature. A return of such application or remittance shall not, however, extend the time within which taxes may be paid or a tag secured. If more than the correct amount of taxes and fees is received, the Director of the Department shall retain the correct amount of taxes and fees and return the excess together with the tag for the motor vehicle.

Section 10. All applications for motor vehicle tags by mail and the correct amount of taxes and fees shall be received by the Director of the

Department on or before November 10, preceding the November 15, on which the motor vehicle license tag is due and payable, and the Director of the Department shall mail such tag on or before November 14, preceding such November 15. The Director of the Department shall charge and collect a fee of fifty cents (.50¢) for each motor vehicle license tag, issued by mail, in addition to all other fees prescribed by law. Such additional fee shall be paid by the owner of the motor vehicle, with his mailed request for license tags, and such fees collected by the Director of the Department shall be paid into the general fund of the County. The actual expense of mailing application forms to the owners of motor vehicles and of mailing tags as hereinabove provided, shall be paid from the General Funds, or any other funds heretofore designated for the Director's salary of the County upon proper warrants filed by the Director of the Department and approved by the County Governing Body, as provided by law. All forms necessary in the administration of this Act shall be furnished by the State Department of Revenue.

Section 11. The procedure authorized by this Act for the payment of Ad Valorem Taxes and Motor Vehicle license taxes and the issuance of License Tags is optional, additional and alternative to the procedure now provided by law. Each owner of a motor vehicle shall continue to have the right to pay taxes and to receive his tag in person without the payment of the additional fee hereinabove provided.

Section 12. The purchaser of an automobile shall within 10 days after transfer of title to him, have the transfer of title made on the records contained in the office of the Judge of Probate; should the purchaser fail to do so, he shall at the time his automobile is assessed for the preceding year pay to the Director of the License Department the sum of $2.50 as a penalty; this penalty shall be remitted by the director to the county general fund.

Section 13. In those counties to which the Act is made to apply, (which is DeKalb County) as hereinafter provided, any and all duties now or which may hereafter be required by law of Judges of Probate with reference to the issuance of all licenses (except marriage licenses), the registration, sale and distribution of tags for motor vehicles, the issuance of motor vehicle drivers licenses and temporary instruction permits, and the transfer of the ownership of motor vehicles, shall be performed by the Director of the Department and the Director of the Department shall be entitled to collect all fees, commissions, charges, penalties, and allowances nor or hereafter fixed by law for Judge of Probate to collect in connection with the performance of said duties, and the Judge of Probate of DeKalb County is relieved from any and all duties, liabilities and responsibilities in reference thereto. The fees, commissions, charges, penalties and allowances collected by the Director of said Department in connection with the performance of the duties hereinabove enumerated shall be distributed as now, or as hereinafter, provided by law, either general or local. All records in the custody of the Judge of Probate of DeKalb County, relating to the duties herein imposed on the Director of the Department shall, upon the effective date of this Act in DeKalb County, be delivered to the Director of the Department for said County.

Section 14. All duties required by law of the tax assessor and tax collector of DeKalb County with reference to the assessment and collection of ad valorem taxes on automobiles, trucks, or other motor vehicles, shall be performed and exercised by the Director of the Department; and the Tax Assessor and the Tax Collector of DeKalb County are hereby relieved of all duties and responsibilities in reference thereto. The State Department of Revenue shall furnish the Director of the Department all forms and blanks necessary for the assessment and collection of such taxes.

Section 15. The Director of the Department shall collect for the assessment and collection of state and county ad valorem tax on motor vehicles the same fees, charges, penalties and commissions fixed by law to be paid to the Tax Assessor and Tax Collector for the same services. The fees, charges, penalties and commissions collected by the Director of the Department shall be paid into the general fund of the County.

Section 16. It is the intent and purpose of this Act to provide a more convenient and efficient method of issuing licenses and to render a better service to the people of DeKalb County, in incorporating in one county office the assessment and collection of all taxes on motor vehicles, and other licenses, except marriage licenses.

Section 17. The provisions of this Act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not effect the part with remains.

Section 18. All laws or parts of law which conflict with this act are repealed.

Section 19. This Act shall become effective on November 15, 1967, on its passage and approval by the Governor, or its otherwise becoming a law.

STATE OF ALABAMA
COUNTY OF DeKALB

Personally appeared before me, the undersigned authority in and for said State and County, Ben Smith Publisher of The Times Journal, a Newspaper published at Fort Payne, County of DeKalb, State of Alabama; who being duly sworn, states, on oath that the notice, a true copy of which is hereto annexed, was published in said Newspaper in its issues of June 22, June 29, and July 6 and 13, 1967;

BEN M. SMITH,
Publisher.

Sworn to and subscribed before me this the 17th day of July, 1967.

PHYLLIS H. WILBANKS,
Notary Public.

My Commission expires 10-22-67.

Also:

By Messrs. Yeilding, Dill, Sessions, Meeks, Watkins, Gloor, Jackson (T), Money, Adwell, Holman and Cherner:

H. 691. To amend further Code of Alabama Title 37, Section 10, in relation to the incorporation of unincorporated communities in counties having populations of not less than 600,000.

Also:

By Messrs. Meade and Beck:

H. 705. To apply only in counties having not less than 16,200 nor more than 17,200 according to the most recent federal decennial census; authorizing the chairman or president of the county governing body to make expenditures from the county road, bridge and public building fund.

Also:

By Mr. Berryman (R):

H. 755. To apply only in counties having populations of not less than 22,550 nor more than 24,550; providing for the appointment and compensation of a clerk for the sheriff.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

The House Bills, the titles of which are set out in the foregoing Message from the House, were severally read one time and referred to appropriate Standing Committees, as follows:

H. B.'s 610, 705 and 755. To the Committee on Local Legislation No. 1.

H. B. 691. To the Committee on Local Legislation No. 2.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House Bills and ordered same sent forthwith to the Senate without engrossment:

By Messrs. Foshee and Jackson (F):

H. 778. Relating to Covington County; authorizing the judge of probate to provide for the microfilming of records required to be recorded in the office of the judge of probate; making the provisions of this Act retroactive.

With notice and proof thereto attached and herewith exhibited as follows:

A BILL
TO BE ENTITLED
AN ACT

Relating to Covington County; authorizing the judge of probate to provide for the microfilming of records required to be recorded in the office of the judge of probate; making the provisions of this Act retroactive.

Be It Enacted by the Legislature of Alabama:

Section 1. The judge of probate of Covington County is hereby authorized to provide for the microfilming of all records, documents, files, papers, or other writings, which are required by law to be recorded in the office of the judge of probate of Covington County, and for such projective and reading equipment as may be necessary. Such microfilms, or prints therefrom, when duly authenticated by said probate judge, shall have the same force and effect at law as the original record, or of copies of such records made by any other legally authorized means, and may be offered in like manner, and shall be received in evidence in any court where such original record, or record made by other legally authorized means, could have been introduced and received.

Section 2. The judge of probate of Covington County may adopt and promulgate reasonable rules and regulations either limiting public access to the drawer file or other such files in which such microfilmed

records are stored or maintained, or prohibiting the use of such files or drawer files except by, or with the assistance of, an authorized clerk in the office of the judge of probate.

Section 3. The provisions of this Act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 4. All laws or parts of laws which conflict with this Act are hereby repealed.

Section 5. The provisions of this Act shall be retroactive to December 31, 1959.

PROOF OF PUBLICATION

STATE OF ALABAMA
COUNTY OF COVINGTON

Before me, the undersigned authority in and for said County in said State, this day personally appeared Ed Dannelly, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Editor of the Andalusia Star-News, a newspaper of general circulation published in Covington County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on June 29, July 6, July 13, and July 20, all in the year 1967.

ED DANNELLY.

Sworn to and subscribed before me July 24, 1967.

LORA JONES,
Notary Public.

Also:

By Messrs. Beck and Meade:

H. 779. An Act relating to the Municipality of the Town of Hammondville, Alabama in DeKalb County; to alter, re-arrange and extend the boundaries of Town of Hammondville.

With notice and proof thereto attached and herewith exhibited as follows:

NOTICE OF LOCAL LEGISLATION

Notice is hereby given that a local Act, Law or Bill will be introduced in Legislature of the State of Alabama, during the regular or special session of the Legilsature of the State of Alabama in 1967, for the purpose of an in substance as follows:

An Act relating to the Municipality of the Town of Hammondville, Alabama in DeKalb County; to alter, re-arrange and extend the boundaries of Town of Hammondville.

Be It Enacted by the Legislature of Alabama:

Section 1. The boundaries of the Municipality of the Town of Hammondville, Alabama in DeKalb County are hereby altered, rearranged and extended to include within the corporate limits of the Town of Hammondville the following described territory:

The Southwest ¼ of the Southeast ¼ and the Southeast ¼ of the Southeast i/4 of Section 13, Township 5 South, Range 9 East. The North-

west ¼ of the Northeast ¼ and the Northeast ¼ of the Northeast ¼, and the Southwest ¼ of the Northeast ¼ and the Southeast ¼ of the Northeast ¼; Northeast ¼ of the Southeast ¼ and the Southeast ¼ of the Southeast ¼ of Section 24, Township 5 South, Range 9 East. Northwest ¼ of the Northwest ¼; Southeast ¼ of Northwest ¼; Southwest ¼ of Northeast ¼ and the Northwest ¼ of Southwest ¼ of Section 19, Township 5 South, Range 10 East.

Section 2. The provisions of this Act shall not become effective unless the act is approved by a majority of the qualified electors of DeKalb County who reside within the present corporate limits of Town of Hammondville, and the territory hereinabove described, voting at a referendum election which is ordered to be held not less than thirty nor more than forty-five days after the date of enactment of this act, the date of the election to be determined by the town governing body. Notice of the election shall be given by the Clerk of the Town of Hammondville and such notice shall be published one time in the newspaper published in DeKalb County, Alabama at least ten days before the date of the election. The notice shall state the date on which the election is to be held and voting place, which shall be the place designated for the Town Counsel meeting; and the notice must give a description of the territory to be annexed to the Town of Hammondville by this Act.

The town governing body shall appoint election officials from among the qualified electors of the Town of Hammondville, and the territory proposed to be annexed, in the number prescribed by law for holding municipal elections, who shall manage the election and tabulate the vote. The Probate Judge of DeKalb County, Alabama shall, at the request of the town clerk of Hammondville, furnish said clerk a list of the qualified electors residing in the Town of Hammondville, Alabama and the territory proposed to be annexed with the Town of Hammondville, and all electors so listed shall be allowed to vote. The election shall be held and conducted in all respects as provided by the general laws governing municipal elections and under the same sanctions and penalties except as modified by this Act. The Town of Hammondville shall pay all cost and expense incident to the election. The governing body of the town shall cause to be prepared for the election, supplies necessary for holding the election, including ballots, which shall be printed thereon the following: "Do you favor annexation of the territory described in the notice of this election to the Town of Hammondville in accordance with the provision of Act. No. enacted by the 1967 Legislature? Yes ( ) No ( )."

The election officials must, as soon as the polls are closed tabulate the votes and certify the results thereof to the clerk of the Town of Hammondville. The clerk shall canvass the return and certify the results to the governing body of the Municipality and to the Probate Judge of DeKalb County. If a majority of the qualified electors voting in the election vote in favor of annexation the Judge of Probate shall make an enter an order on the records of the Probate Court adjudging and decreeing the corporate limits of the Town of Hammondville to extend so as to embrace the territory hereinabove described. If a majority of the qualified electors voting in the election vote against annexation this Act shall have no further effect. The Clerk of the Town shall certify the results of the election to the Secretary of State within sixty days after the election.

PUBLISHER'S CERTIFICATE

STATE OF ALABAMA
COUNTY OF DEKALB

Personally appeared before the undersigned, a Notary Public, within and for said County and State, Ben M. Smith publisher of The Times-

Journal, a newspaper published at Fort Payne, County of DeKalb, State of Alabama, who being duly sworn, states on oath that the notice, a true copy of which is hereto annexed, was published in said newspaper in its issues of July 6, 13, 20, 27, 1967.

BEN M. SMITH,
Publisher.

Sworn to and subscribed before me this 29th day of July, 1967.

MARY RUTH BROWN,
Notary Public.

My commission expires January 29, 1969.

Also:

By Messrs. Beck and Meade:

H. 780. Relating to DeKalb County: To provide further for the distribution of fines and forfeitures in certain cases.

With notice and proof thereto attached and herewith exhibited as follows:

A BILL
TO BE ENTITLED
AN ACT

Relating to DeKalb County: To provide further for the distribution of fines and forfeitures in certain cases.

Be It Enacted by the Legislature of Alabama:

SECTION 1. One-half of all fines and forfeitures hereafter paid by persons convicted in courts of competent jurisdiction within DeKalb County of violations of the rules of the road, or the laws of this State, relating to or regulating traffic or the operation of motor vehicles upon the highways of this State, shall be paid into the General Fund of DeKalb County, and the remainder shall be remitted by the proper authority to the State Treasurer, who shall credit the same to the proper fund in the State Treasury.

SECTION 2. All laws or parts of laws which conflict with this Act are repealed.

SECTION 3. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

STATE OF ALABAMA
COUNTY OF DEKALB

Before me William M. Beck, Jr., A Notary Public in and for the State of Alabama at Large, personally appeared Charles E. Hurley, who being by me first duly sworn, deposes and says: That he Charles E. Hurley is General Manager of the TIMES-JOURNAL, which during the times herein mentioned, was a newspaper of general circulation, published in DeKalb County, Alabama, and that the foregoing notice was published without cost to the State of Alabama, in said newspaper, in the issues thereof, published successively on July 11, July 18, July 25, and August 1, 1967.

CHARLES E. HURLEY,
Affiant.

Sworn to and subscribed before me this the 1st day of August, 1967.

WILLIAM M. BECK, JR.,
Notary Public,
State of Alabama at Large.

My Commission expires: 9/16/69.

Also:

By Messrs. Beck and Meade:

H. 781. Relating to Counties having a population of not less than 38,000, nor more than 45,000, and providing for payment of salary to the Judge of the Inferior Court in any such County, and to provide for all fees going to said Court, to be paid into the general fund of such County.

Also:

By Messrs. Stembridge and Crawford:

H. 785. To provide for the appointment of Deputy District Attorneys for Houston County, Alabama, to re-designate the office of County or Deputy Solicitor as the office of Deputy District Attorney; and to provide for the appointment, duties and compensation of such officers.

With notice and proof thereto attached and herewith exhibited as follows:

Notice Of Proposed Local Legislation

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

To provide for the appointment of Deputy District Attorneys for Houston County, Alabama, to re-designate the office of County or Deputy Solicitor as the office of Deputy District Attorney; and to provide for the appointment, duties and compensation of such officers.

Be It Enacted by the Legislature of Alabama:

Section 1. The office of County Solicitor or Deputy Solicitor of Houston County, Alabama, shall be abolished.

Section 2. The offices of Deputy District Attorney No. 1 and the Deputy District Attorney No. 2 of Houston County, Alabama, are hereby created in lieu of the present office of County or Deputy Solicitor. The two Deputy District Attorneys of Houston County, Alabama, No. 1 and No. 2, shall be appointed by and shall serve at the pleasure of the District Attorney of the 20th Judicial Circuit. Each Deputy District Attorney must be a resident of Houston County, Alabama. Each Deputy District Attorney must be qualified by the Courts of this State for the practice of law, but he shall not be subject to the provisions of Subsection 12 of Section 229, Title 13, Code of Alabama 1940.

Each Deputy District Attorney shall perform such duties and exercise such authority as may be prescribed by law pertaining to duties and authority of Deputy or County Solicitors, and by the District Attorney of the 20th Judicial Circuit.

Section 3. The salary of Deputy District Attorney No. 1 shall be fixed by the District Attorney of the 20th Judicial Circuit at a sum not

to exced $4800.00 per annum, payable out of the County Treasury of said County in equal monthly installments, as provided by law for the payment of salaries out of the General Fund of said County. The salary of Deputy District Attorney No. 2 shall be fixed by the District Attorney of the 20th Judicial Court at a sum not to exceed $2400.00 per annum, payable out of the County Treasury of said County in equal monthly installments, as provided by law for the payment of salaries out of the General Fund of said County.

Section 4. All laws or parts of laws which conflict with this Act are hereby repealed.

Section 5. This Act shall become effective October 1, 1967.

PROOF OF PUBLICATION

STATE OF ALABAMA
COUNTY OF HOUSTON

Before me, the undersigned authority in and for said County in said State, this day personally appeared Wallace Miller, who being by me first duly sworn, deposes and says that during the times herein mentioned he was Advertising Director of The Dothan Eagle, a newspaper of general circulation published in Houston County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said newspaper on June 29, 1967, July 6, 1967, July 13, 1967 and July 20, 1967.

WALLACE MILLER.

Sworn to and subscribed before me this 28 day of July, 1967.

EUGENE S. McCLINTIC,
Notary Public.

Also:

By Messrs. McDonald, Starnes and Drake:

H. 798. To provide for newspaper publication of legal notices in Marshall County, repealing conflicting laws.

With notice and proof thereto attached and herewith exhibited as follows:

PROPOSED LEGISLATION

STATE OF ALABAMA
COUNTY OF MARSHALL

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

To provide for newspaper publication of legal notices in Marshall County, repealing conflicting laws.

Be It Enacted by the Legislature of Alabama:

Section 1. In Marshall County, the publication of any notice required by law or mortgage or other contract to be published in a news-

paper may be published in any newspaper printed in the English language which has general circulation in the county, regardless of where the paper is printed, and without regard to the number of weeks the newspaper has been mailed under the second class mailing privilege of the United States post office department, if the principal editorial office of the newspaper is located within Marshall County.

Section 2. The provisions of Code of Alabama 1940, Title 7, Section 713, or any other general, special, or local law in conflict with this Act are hereby repealed as to Marshall County.

Section 3. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

PROOF OF PUBLICATION

STATE OF ALABAMA
COUNTY OF MARSHALL

Before me, the undersigned authority in and for said County in said State, this day personally appeared Porter Harvey, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Publisher of the Advertiser-Gleam, a newspaper of general circulation published in Marshall County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 5, July 12, July 19, and July 26, all in the year 1967.

ALICE WELLS HARVEY,
Notary Public.

Sworn to and subscribed before me July 31st, 1967.

PORTER HARVEY,
Publisher.

Also:

By Messrs. Starnes, McDonald and Drake:

H. 799. Relating to Marshall County; further regulating the keeping of records in the Marshall County Court; eliminating the recording of certain documents in what is commonly designated "final record books," and providing that the originals of such documents shall constitute the final record in both civil cases at law and criminal cases in such court; and providing for the safekeeping of such final records.

With notice and proof thereto attached and herewith exhibited as follows:

PROPOSED LEGISLATION

STATE OF ALABAMA
COUNTY OF MARSHALL

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

Relating to Marshall County; further regulating the keeping of records in the Marshall County Court; eliminating the recording of cer-

tain documents in what is commonly designated "final record books," and providing that the originals of such documents shall constitute the final record in both civil cases at law and criminal cases in such court; and providing for the safekeeping of such final records.

Be It Enacted by the Legislature of Alabama:

Section 1. The clerk of the County Court of Marshall County, created by and existing under Act No. 30, S. 5, of the Regular Session of 1963 (Acts 1963, p. 404), is hereby relieved of the duty of recording the original pleading in civil cases at law or in criminal cases in such court, the original process issued thereon, or any affidavits or bonds taken in the course thereof in that class or series of record books commonly designated "final record books." In lieu thereof such clerk shall be responsible for the safe keeping of each of the above mentioned items in the case file in each such case; and such file shall be deemed the final record in each such suit or prosecution.

Section 2. The original pleading in all criminal prosecutions and in all civil suits, at law, in the Marshall County Court, the original process issued thereon, all affidavits and bonds taken in the course thereof, immediately after the filing thereof or after the return of such process, shall be placed in the file of such case, and neither such file, nor any item placed therein pursuant to law, shall thereafter be taken from the office of the clerk, except in the custody of the clerk.

Section 3. Nothing in this Act shall be construed as relieving the clerk of the Marshall County Court of the duty of keeping that class or series of records of the kind commonly designated as "minute books," nor of making appropriate docket entries indicating the pleadings, documents, instruments, orders and decrees relating to each case, and of noting on the appropriate docket the number of the file wherein all such pleadings and other items or instruments are collected and filed.

Section 4. The provisions of this Act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 5. All laws or parts of laws which conflict with this Act are repealed.

Section 6. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

PROOF OF PUBLICATION

STATE OF ALABAMA
COUNTY OF MARSHALL

Before me, the undersigned authority in and for said County in said State, this day personally appeared Porter Harvey, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Publisher of the Advertiser-Gleam, a newspaper of general circulation published in Marshall County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 5, July 12, July 19, and July 26, all in the year 1967.

ALICE WELLS HARVEY,
Notary Public.

Sworn to and subscribed before me July 31st, 1967.

PORTER HARVEY,
Publisher.

Also:

By Messrs. Shumate and Dobbs:

H. 807. To apply only in counties having populations of not less than 51,000 nor more than 55,000; authorizing the court of county commissioners, board of revenue, or other like governing body of any such county to provide automobiles or other automotive equipment for the use of the sheriff and his deputies in and about the performance of their duties.

Also:

By Messrs. McCorquodale and Agee:

H. 808. To provide additional compensation for the official court reporter of the First Judicial Circuit of Alabama.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

The House Bills, the titles of which are set out in the foregoing Message from the House, were severally read one time and referred to appropriate Standing Committees, as follows:

H. B.'s 778, 779, 781, 785, 798, 799, 807 and 808. To the Committee on Local Legislation No. 1

H. B. 780. To the Committee on Finance and Taxation

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House Bills and ordered same sent forthwith to the Senate without engrossment:

By Mr. Berryman (R):

H. 754. To apply only in counties having not less than 22,550 nor more than 24,550 inhabitants; providing for the appointment of an additional clerk or assistant to the clerk by the circuit court clerk and for payment of his compensation by the county.

Also:

By Mr. Neville:

H. 748. Relating to counties having populations of not less than 20,000 nor more than 25,000 inhabitants and two courthouses; providing an expense allowance for the tax collectors of such counties.

Also:

By Messrs. Melton and Garrett:

H. 741. To provide for and regulate the commissions of the tax assessor of Conecuh County for assessing municipal taxes and to repeal conflicting laws.

With notice and proof thereto attached and herewith exhibited as follows:

A BILL
TO BE ENTITLED
AN ACT

To provide for and regulate the commissions of the tax assessor of Conecuh County for assessing municipal taxes and to repeal conflicting laws.

Be It Enacted by the Legislature of Alabama:

Section 1. As to those municipalities in Conecuh County that avail themselves of the optional method of collecting municipal taxes as provided in Title 37, Chapter 15, Article 2, Code of Alabama 1940, as amended, the commissions of the tax assessor for assessing municipal ad valorem taxes on real and personal property, including motor vehicles, shall be six percent of the amount of such taxes, provided that as regards the town of Repton, the tax assessor's commissions shall be at the rate of two percent for real and personal property other than motor vehicles and at the rate of two and one-half percent for motor vehicles. The additional funds provided for the tax assessor under this Act shall be used by him for the purpose of employing clerical assistance in his office. Such funds shall be spent at the discretion of and under the supervision of the tax assessor.

Section 2. All laws or parts of laws, including the provisions of Act No. 332, H. B. 677, Regular Session 1951 (Acts 1950-1951, v. 1, p. 620) in conflict with this Act are hereby repealed.

Section 3 This Act shall become effective immediately upon its passage and approval by the Goevrnor, or upon its otherwise becoming a law.

PROOF OF PUBLICATION

STATE OF ALABAMA
COUNTY OF CONECUH

Before me, the undersigned authority in and for said County in said State, this day personally appeared R. G. Bozeman, Jr., who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Publisher of the The Evergreen Courant, a newspaper of general circulation published in Conecuh County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on June 22, June 29, July 6, and July 13, all in the year 1967.

R. G. BOZEMAN, JR.

Sworn to and subscribed before me July 17, 1967.

HAROLD ADAMS,
Notary Public.

Also:

By Messrs. Bank, Culver and Brown:

H. 737. Regulating the practice of barbering; prescribing the terms upon which licenses may be issued to practitioners of barbering, including students and apprentices; regulating barber shops, barber schools and instructors; providing for the appointment of a County Board of Barber Commissioners, and defining the duties of said Board; prescribing fees; defining certain misdemeanors and providing penalties for violation thereof in all counties having a population of not less than 100,000 nor more than 115,000 inhabitants according to the last or any subsequent federal decennial census.

Also:

By Messrs. Agee and McCorquodale:

H. 689. To apply only in counties having populations of not less than 15,300 nor more than 15,400, making further provisions for the compensation of the chairman and members of the court of county commissioners of such counties.

Also:

By Messrs. Agee and McCorquodale:

H. 690. To provide an additional expense allowance for members of the court of county commissioners, board of revenue or other like governing body of Washington County; to provide an effective date and an expiration date for operation of the Act.

With notice and proof thereto attached and herewith exhibited as follows:

LEGAL NOTICE

STATE OF ALABAMA
COUNTY OF WASHINGTON

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

To provide an additional expense allowance for members of the court of county commissioners, board of revenue or other like governing body of Washington County; to provide an effective date and an expiration date for operation of the Act.

Be It Enacted by the Legislature of Alabama:

Section 1. The members of the court of county commissioners, board of revenue, or other like governing body of Washington County, including the chairman or presiding judge, shall be entitled to receive an allowance for expenses in the amount of $150 a month, which shall be in addition to all other expenses and allowances and compensation provided for by law, and shall be payable monthly out of any funds in the county treasury available for such purpose according to law.

Section 2. This Act shall take effect immediately upon its enactment and shall expire on the first Monday after the second Tuesday in January 1969. The provisions of the Act are cumulative.

PROOF OF PUBLICATION

STATE OF ALABAMA
COUNTY OF WASHINGTON

Before me, the undersigned authority in and for said County in said State, this day personally appeared Dalton Jackson, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was publisher of the Call-News Dispatch, a newspaper of general circulation published in Washington County, Alabama, and that the attached notice was published in said newspaper once a week for four

successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on June 22, June 29, July 6, and July 13, all in the year 1967.

DALTON JACKSON.

Sworn to and subscribed before me July 18th, 1967.

DENNIS PORTER,
Notary Public, State of Ala. at Large.

My Commission Expires 2/25/71.

Also:

By Mr. Snell:

H. 702. To amend Section 1 of Act No. 129, S. 54, approved September 15, 1961, an act fixing the compensation of the deputy solicitor of Chambers County.

With notice and proof thereto attached and herewith exhibited as follows:

LEGAL NOTICE

STATE OF ALABAMA
COUNTY OF CHAMBERS

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

To amend Section 1 of Act No. 129, S. 54, approved September 15, 1961, an act fixing the compensation of the deputy solicitor of Chambers County.

Be It Enacted by the Legislature of Alabama:

Section 1. Section 1 of Act No. 129, S. 54, approved September 15, 1961, an act fixing the compensation of the deputy solicitor of Chambers County (Acts 1961, v. 2, p. 2053), is hereby amended so as to read as follows:

S 1. The compensation of the Deputy Solicitor appointed for Chambers County shall be an annual salary of three thousand dollars ($3,000) and shall be payable in equal monthly installments from the county treasury.

Section 2. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

PROOF OF PUBLICATION

STATE OF ALABAMA
COUNTY OF CHAMBERS

Before me, the undersigned authority in and for said County in said State, this day personally appeared Mrs. Bonnie Hand, who, being by me first duly sworn, deposes and says that during the times herein mentioned she was Publisher of the The LaFayette Sun, a newspaper of

general circulation published in Chambers County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama said notice having appeared in the issues of said paper on June 28, July 5, July 12, and July 19, all in the year 1967.

MRS. BONNIE HAND.

Sworn to and subscribed before me July 21, 1967.

GEORGE A. JACKSON,
Notary Public.

Also:

By Messrs. Agee and McCorquodale:

H. 738. To authorize the governing body of Washington County, Alabama to pay the sum of $410.00 to Mallie J. Palmer and the sum of $410.00 to D. G. Smith out of the gasoline tax fund, road and bridge fund or any other fund in the County treasury not otherwise appropriated to reimburse them for medical and other expenses in connection with an automobile accident on a public road in Washington County, Alabama.

With notice and proof thereto attached and herewith exhibited as follows:

LEGAL NOTICE

STATE OF ALABAMA
COUNTY OF WASHINGTON

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

To authorize the governing body of Washington County, Alabama to pay the sum of Four hundred-ten dollars to Mallie J. Palmer and the sum of Four hundred-ten dollars to D. G. Smith out of the gasoline tax fund, road and bridge fund or any other fund in the County treasury not otherwise appropriated to reimburse them for medical and other expenses in connection with an automobile accident on a public road in Washington County, Alabama.

Be It Enacted by the Legislature of Alabama:

SECTION 1. The Governing Body of Washington County, Alabama is hereby authorized to pay to Mallie J. Palmer the sum of Four Hundred-Ten Dollars and to D. G. Smith the sum of Four Hundred-Ten out of the gasoline tax fund, road and bridge fund, or from any other funds in the county treasury not otherwise appropriated to reimburse them for medical expenses expended by them as a result of injuries received in an automobile accident on a public road in Washington County, Alabama, which occurred under circumstances that the County is morally and justly obligated to compensate them, but they have no legal recourse to recover damages from the County.

SECTION 2. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

STATE OF ALABAMA
COUNTY OF WASHINGTON

I, Dalton Jackson, Publisher of the Call-News Dispatch, a newspaper published at Chatom, Washington County, Alabama do hereby certify that a copy of the Palmer Legal as per clipping hereto attached, was published weekly in the regular and entire issue of said newspaper, and not in any supplement, thereof, for four consecutive weeks, commencing with the issue dated June 22, 1967, and ending with the issue date July 13, 1967. I further certify that I have the right and authority to make this affidavit.

DALTON JACKSON.

Sworn to and subscribed before me on this, the 19 day July, 1967.

ANNETTE R. BAXTER,
Notary Public.

My Commission Expires 8/23/69.

Also:

By Messrs. Wright, Malone and Owens (W.E.):

H. 749. To repeal Act No. 343, H. 296, approved September 12, 1966, entitled "An Act to apply only in counties having populations of not less than 96,000 nor more than 106,000; providing for election of county commissioners or members of county governing bodies by districts."

Also:

By Messrs. Foshee and Jackson (F):

H. 775. To amend further Section 11 of Act No. 22, H. 160, Regular Session 1945, an act abolishing the court of county commissioners of Covington County and creating a board of revenue (Local Acts 1945, p. 23), in relation to the compensation of the president and members of the board of revenue.

With notice and proof thereto attached and herewith exhibited as follows:

A BILL
TO BE ENTITLED
AN ACT

To amend further Section 11 of Act No. 22, H. 160, Regular Session 1945, an act abolishing the court of county commissioners of Covington County and creating a board of revenue (Local Acts 1945, p. 23), in relation to the compensation of the president and members of the board of revenue.

Be It Enacted by the Legislature of Alabama:

Section 1. Section 11 of Act No. 22, H. 160, Regular Session 1945, an act abolishing the court of county commissioners of Covington County and creating in lieu thereof a board of revenue (Local Acts 1945, p. 23), as amended, is amended further so as to read as follows:

S. 11. COMPENSATION: The President and associate members of said Board shall each receive an annual salary in the sum of $4,200.00, payable in equal monthly installments of $350.00 by warrant issued by the Board and signed by the President. Such salary shall be paid from the general fund or from the tax levied by the state on gasoline and other motor fuels and oils or by apportionment thereto as said Board from time to time may determine. If a general law is now or becomes

effective whereby the salaries of the county governing bodies of Alabama are fixed at a higher level than those specifically fixed herein, then such salaries prescribed herein shall automatically increase to the maximum level prescribed under such general law for counties within the population range of Covington County, that is, the President of the Board shall receive a salary corresponding in amount to that fixed under the general law for the presiding officer of the Court of County Commissioners and each associate member of the Board shall receive an amount equal to that fixed under said general law for each associate member of the Court of County Commissioners. If any discretion in the fixation of salaries is given by said general law to the Court of County Commissioner in the fixation of its own salaries, then the Board of Revenue of Covington County shall have like authority to increase but not to lower the salaries herein specifically fixed.

Section 2. This Act shall take effect January 20, 1969.

PROOF OF PUBLICATION

STATE OF ALABAMA
COUNTY OF COVINGTON

Before me, the undersigned authority in and for said County in said State, this day personally appeared Larry K. Woodham, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was managing editor of the The Florala News, a newspaper of general circulation published in Covington County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on June 29, July 6, July 13, and July 20, all in the year 1967.

LARRY K. WOODHAM.

Sworn to and subscribed before me 7-28, 1967.

JAMES HAMILTON,
Notary Public.

Also:

By Messrs. Foshee and Jackson (F):

H. 776. Relating to Covington County; providing for the method of acknowledging full or partial satisfaction of any recorded mortgage or other lien in the records of the office of the judge of probate of Covington County.

With notice and proof thereto attached and herewith exhibited as follows:

A BILL
TO BE ENTITLED
AN ACT

Relating to Covington County; providing for the method of acknowledging full or partial satisfaction of any recorded mortgage or other lien in the records of the office of the judge of probate of Covington County.

Be It Enacted by the Legislature of Alabama:

Section 1. The term "recorded lien" as used herein shall mean any mortgage, deed of trust, conveyance reserving a Vendor's, or other lien, contract of conditional sale, lease sale contract, judgment, mechanic's lien, materialman's lien, or any other lien of any kind, including any instrument constituting or evidencing any thereof, that may at any time be

filed for record in the office of the judge of probate of Covington County pursuant to any statute authorizing the recording thereof.

Section 2. In lieu of entering on the margin of the record the fact of full or partial payment of the debt secured by any recorded lien and the satisfaction or partial satisfaction of any recorded lien, in the manner provided for in Code of Alabama 1940, Title, 47, Sections 174 to 183 and Code of Alabama 1940, Title 33, Section 61, and in any other law providing for the marginal entry of such payment and satisfaction, the owner or holder of any recorded lien (or the attorney in fact, duly authorized by separate instrument acknowledged and filed for record, of such owner or holder) shall acknowledge such full or partial payment and such full or partial satisfaction by a separate instrument.

Section 3. Printed forms of a separate instrument for use in the acknowledging such partial payment or satisfaction of a recorded lien shall be supplied by the county and made available without charge in the office of the judge of probate of Covington County; and the execution of such printed forms shall be witnessed by the judge of probate, or his clerk, or a duly qualified notary public, who in his official capacity, must attest such execution. Any owner or holder of a recorded lien may use such printed forms supplied by the county or, at the option of such owner or holder, may use any other appropriate from of separate instrument for the purpose of acknowledging such full or partial payment and satisfaction. The fee for attesting and recording such printed form supplied by the county shall be in amount equal to the fee that at the time shall be provided by law for attestation of the satisfaction of the mortgages or other liens on the margin of the record thereof. The fee for recording any separate instrument acknowleding such payment and satisfaction, other than the printed forms supplied by the county, shall be whatever fee may then be provided by law for recording an instrument of the same kind and length in any probate office in this State.

Section 4. The provisions of this Act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 5. All laws or parts of laws which conflict with this Act are hereby repealed.

Section 6. This Act shall become effective immediately upon its passage and approval by the Governor or upon its otherwise becoming a law.

PROOF OF PUBLICATION

STATE OF ALABAMA
COUNTY OF COVINGTON

Before me, the undersigned authority in and for said County in said State, this day personally appeared Ed Dannelly, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Editor of the Andalusia Star-News, a newspaper of general circulation published in Covington County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on June 29, July 6, July 13, and July 20, all in the year 1967.

ED DANNELLY.

Sworn to and subscribed before me July 24, 1967.

LORA JONES,
Notary Public.

Also:

By Messrs. Foshee and Jackson (F):

H. 777. To amend Act No. 23, H. 161, Regular Session 1945, an act regulating the transfer and use of the fine and forfeiture fund of Covington County (Local Acts 1945, p. 30), so as to provide for a transfer of certain balances to the general fund of the county.

With notice and proof thereto attached and herewith exhibited as follows:

A BILL
TO BE ENTITLED
AN ACT

To amend Act No. 23, H. 161, Regular Session 1945, an act regulating the transfer and use of the fine and forfeiture fund of Covington County (Local Acts 1945, P. 30), so as to provide for a transfer of certain balances to the general fund of the county.

Be It Enacted by the Legislature of Alabama:

Section 14 of Act No. 23, H. 161, Regular Session 1945, an act regulating the transfer and use of the fine and forfeiture fund of Covington County (Local Acts 1945, p. 30), is hereby amended so as to read as follows:

Section 14. The treasurer may transfer any balance at the end of any fiscal year in the fine and forfeiture fund in excess of five thousands dollars ($5,000.00), registered claims, and lawful claims or charges against said fund, to the general fund by resolution of the governing body of the county, expressed in writing and spread upon the minutes of said governing body, directing him to do so.

PROOF OF PUBLICATION

STATE OF ALABAMA
COUNTY OF COVINGTON

Before me, the undersigned authority in and for said County in said State, this day personally appeared Larry K. Woodham, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was managing editor of the The Florala News, a newspaper of general circulation published in Covington County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on June 29, July 6, July 13, and July 20, all in the year 1967.

LARRY K. WOODHAM.

Sworn to and subscribed before me 7-28, 1967.

JAMES HAMILTON,
Notary Public.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

The House Bills, the titles of which are set out in the foregoing Message from the House, were severally read one time and referred to appropriate Standing Committees, as follows:

H. B.'s 754, 748, 741, 737, 689, 690, 702, 738, 749, 775 and 776. To the Committee on Local Legislation No. 1

H. B. 777. To the Committee on Finance and Taxation

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House Bills and ordered same sent forthwith to the Senate without engrossment:

By Messrs. Meade and Beck:

H. 813. To amend Section 2 of Act No. 506, S. 454, Regular Session 1963 (Acts of Alabama 1963, page 1093) relating to the Compensation of the County Superintendent of Education of Cherokee County, Alabama.

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA
COUNTY OF CHEROKEE

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

To amend Section 2 of Act No. 506, S 454, Organizational first special second special Regular session 1963 [Acts of Alabama 1963, page 1093] relating to the Compensation of the County Superintendent of Education of Cherokee County, Alabama.

Be It Enacted by the Legislature of Alabama:

Section 1. Section 2. of Act No. 506, S 454, Organizational first special second special Regular session 1963, [Acts of Alabama 1963, page 1093] is amended to read as follows:

"Section 2. The salary of said county Superintendent of Education of Cherokee County shall not be less than $8,000 nor more that $15,000 per annum, to be determined by the County Board of Education, such salary to be paid in the same manner as now provided under the general laws of the state for payment of county superintendents of education in the several counties of the state."

Section 2. The provisions of this Act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 3. All laws or parts of laws which conflict with this Act are repealed.

Section 4. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

STATE OF ALABAMA
COUNTY OF CHEROKEE

Before me, Fayrene Chambless a Notary Public in and for said county in said state personally appeared Joe Shaw, Jr., who, being by me first duly sworn, deposes and says that he is publisher of the Cherokee County Herald, a newspaper published in the City of Centre, Alabama, in Cherokee County, Alabama; that the attached is a true, correct and complete copy of Notice of Bill to be entitled an Act as published in said newspaper once a week for four consecutive weeks, beginning on the 28th day of June, 1967 6-28-67 7-5-67 7-12-67 7-19-67, that said newspaper has been so published in said town for a period of more than fifty-two (52) consecutive weeks prior to the date of said publication and has a general circulation in said city and county; and that said newspaper has been entered as second class mail matter in the United States Post Office in said city for a period of more than fifty-two (52) consecutive weeks prior to the date of said publication.

JOE SHAW, JR.

Sworn to and subscribed before me this 31st day of July, 1967.

FAYRENE D. CHAMBLESS,
Notary Public.

Also:

By Mr. Holladay:

H. 804. To alter or rearrange the boundary lines of the Town of Springville, St. Clair County, Alabama, so as to include within the corporate limits of said town all territory now within such corporate limits, and also certain other territory in St. Clair County, Alabama.

With notice and proof thereto attached and herewith exhibited as follows:

A BILL
TO BE ENTITLED
AN ACT

The following bill or act will be introduced at the next special or regular session of Legislature of the State of Alabama;

To alter, rearrange the extend the boundaries and corporate limits of the Town of Springville, St. Clair County, Alabama, so as to annex certain territory to the town.

To altar or rearrange the boundary lines of the Town of Springville, St. Clair County, Alabama, so as to include within the corporate limits of said town all territory now within such corporate limits and also certain other territory in St. Clair County, Alabama.

Be It Enacted by the Legislature of Alabama:

Section 1. That the boundary lines of the Town of Springville St. Clair County, Alabama, be and the same are altered or rearranged so as to include within the corporate limits of said Town all territory now within such corporate limits and also certain other territory in St. Clair County, Alabama, described as follows:

The West half of the northeast quarter of northeast quarter and all that part of the Southeast Quarter of Northeast quarter that lies north of Bear Mountain Road all in Section 36, Township 14 South Range 1 East; the northeast quarter of Northeast quarter Southwest

quarter of Northeast Quarter, northwest quarter of southeast quarter and all that part of southwest quarter of southeast quarter that lies northwest of the A. G. S. Railroad, all that part of southeast quarter of Northeast quarter that lies northwest of A. G. S. Railroad all in Section One Township 15 Range One East! and all that part of northwest quarter of northwest quarter Section 6 Township 15 Range Two East that lies northwest of A. G. S. Railroad.

Section 2. That the boundaries as set out in Section 1 of this act, be and the same are hereby established as the corporate limits of the Town of Springville, St. Clair County, Alabama, and all territory now within the corporate limits of said Town together with those lands embraced in said boundaries described above shall hereafter be and constitute the Town of Springville St. Clair County, Alabama.

PROOF OF PUBLICATION

STATE OF ALABAMA
COUNTY OF ST. CLAIR

Before me, the undersigned authority in and for said County in said State, this day personally appeared E. R. Blair, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Publisher of the St. Clair News-Aegis, a newspaper of general circulation published in St. Clair County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on 6/29, 7/6, 7/13, and 7/20, all in the year 1967.

E. R. BLAIR.

Sworn to and subscribed before me July 31, 1967.

ETHEL BLAIR,
Bookkeeper.

Also:

By Mr. Pearson:

H. 795. To apply only in counties having populations of not less than 15,400 nor more than 16,000; providing an expense allowance payable from the county treasury for the use of the coroner.

Also:

By Messrs. Beck and Meade:

H. 814. To propose an amendment to the Constitution of Alabama, relating to the levying and collection of special property tax for educational purposes in the City of Fort Payne, DeKalb County, Alabama.

Also:

By Messrs. Meade and Beck:

H. 815. To authorize and provide for clerical assistance to the Circuit Clerk, Probate Judge, Tax Assessor, Tax Collector, Register in Chancery, County Judge, and Sheriff of Cherokee County, Alabama, to provide for the selection, employment, and discharging of such assistants, to fix their compensation, and provide for the payment thereof out of the County funds.

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA
COUNTY OF CHEROKEE

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

To authorize and provide for clerical assistance to the Circuit Clerk, Probate Judge, Tax Assessor, Tax Collector, Register in Chancery, County Judge, and Sheriff of Cherokee County, Alabama, to provide for the selection, employment, and discharging of such assistants, to fix their compensation, and provide for the payment thereof out of the County funds.

Be It Enacted by the Legislature of Alabama:

Section 1. The Board of Revenue or other like Governing body of Cherokee County, Alabama, is required, authorized, and empowered to provide sufficient clerks, deputies and assistants to the following named officers of Cherokee County, Alabama: Circuit Clerk, Probate Judge, Tax Assessor, Tax Collector, Register in Chancery, County Judge, and Sheriff.

Each of the foregoing named officers shall select their respective clerks, deputies, and other assistants and shall fix their compensation subject to the prior approval of the Board of Revenue or other like Governing body of Cherokee County, Alabama

Each of the foregoing named officers shall have the right to discharge their respective clerks, deputies and assistants at will. The salary or compensation of each of the clerks, deputies, and assistants shall be paid in equal monthly installments out of the General Fund of Cherokee County, Alabama, upon separate Warrants drawn in the same manner as other employees of Cherokee County, Alabama are paid.

Section 2. The provisions of this act are severable. If any part of the act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 3. That all laws pertaining exclusively to clerical help for the Officers named in Section 1., of this act, and all parts of laws pertaining to clerical help and additional clerical help for the Officers named in Section 1., of this act, be and the same are hereby repealed.

Section 4. This act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

STATE OF ALABAMA
COUNTY OF CHEROKEE

Before me, Fayrene Chambless a Notary Public in and for said county in said state personally appeared Joe Shaw, Jr., who, being by me first duly sworn, deposes and says that he is publisher of the Cherokee County Herald, a newspaper published in the City of Centre, Alabama, in Cherokee County, Alabama; that the attached is a true, correct and complete copy of Notice of Bill to be entitled an Act as published in said newspaper once a week for four consecutive weeks, beginning on the 28th day of June, 1967 6-28-67 7-5-67 7-12-67 7-19-67, that said newspaper has been so published in said town for a period of more than fifty-two (52) con-

secutive weeks prior to the date of said publication and has a general circulation in said city and county; and that said newspaper has been entered as second class mail matter in the United States Post Office in said city for a period of more than fifty-two (52) consecutive weeks prior to the date of said publication.

JOE SHAW, JR.

Sworn to and subscribed before me this 31st day of July, 1967.

FAYRENE D. CHAMBLESS,
Notary Public.

Also:

By Messrs. Starnes, McDonald and Drake:

H. 820. Relating to counties having populations of not less than 47,000 nor more than 49,000, according to the most recent federal decennial census, providing further for clerk hire allowances for certain county officers, repealing conflicting laws.

Also:

By Messrs. Starnes, McDonald and Drake:

H. 819. To apply only in counties having populations of not less than 47,000 nor more than 49,000; fixing the compensation of the deputy district attorney of any such county.

Also:

By Mr. Hill:

H. 844. To extend, alter and rearrange the boundaries and corporate limits of the City of Florence so as to annex certain adjacent territory to the City of Florence.

With notice and proof thereto attached and herewith exhibited as follows:

LEGAL NOTICE

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

To extend, alter and rearrange the boundaries and corporate limits of the City of Florence so as to annex certain adjacent territory to the City of Florence.

Be It Enacted by the Legislature of Alabama:

SECTION 1. That the boundary lines and corporate limits of the City of Florence be and the same are hereby extended, altered and rearranged so as to include within the corporate limits of the City of Florence all of the following additional adjacent territory in Lauderdale County, Alabama, situated, to-wit:

TRACT A. Beginning at the Southeast corner of LAKESIDE HIGHLANDS, according to the plat thereof recorded in the office of the Judge of Probate of Lauderdale County, Alabama, in New Plat Book 1 at Pages

273-274, where the East line of Lot 3, Block 16 intersects the 505-foot contour line of Lake Wilson; thence North with the East line of said Lakeside Highlands to the North line of Highland Circle as shown on RESURVEY OF A PORTION OF LAKESIDE HIGHLANDS, LAUDERDALE COUNTY, ALABAMA, recorded in Plat Book 3 at Page 161 of aforesaid records; thence Northwardly with the East line of Block E of last said subdivision to the Eastwardly right of way of Circle Drive; thence with said right of way with a curve to the left a distance of 515 feet to the Southeast corner of Lot 9, Block G of last said subdivision; thence North 18 degrees 34 minutes East with said Lot 9 a distance of 159.35 feet to the Northeast corner of said Lot 9; thence West with the North line of said Block G a distance of 830 feet to the East line of Section 6, Township 3 South, Range 10 West; thence North to the Northeast corner of said Section 6; thence West with the North line of said Section 6 a distance of 1080 feet to the present City Limit line; thence South with said City Limit line to the North line of Section 7, Township 3 South, Range 10 West, being the North line of U. S. Government Reservation; thence West with said Reservation line to a concrete monument at the Northwest corner of the Northeast ¼ of said Section 7 and the Northwest corner of said Reservation; thence South with said Reservation to the North bank of the Tennessee River known as Florence Canal; thence generally Eastwardly with the meanderings of said River bank and Lake Wilson to the point of beginning.

TRACT B. Begin at the Northwest corner of Section 35, Township 2 South, Range 11 West; thence South along the center line of Chisholm Road to the center line of Gresham Road and the present City Limit line; thence with said City Limit line as follows: East along the center line of Gresham Road to the West right of way line of the L & N Railroad; thence Southwardly with said right of way to the South line of said Section 35, being the center line of Rickwood Road; thence East with the center line of Rickwood Road to the Southeast corner of the Southwest ¼ of said Section 35; thence still with the present City Limit line North 2665.26 feet to the center of said Section 35; thence East 1320 feet to the Southeast corner of the Southwest ¼ of the Northeast ¼ of said Section 35 (said point also being the Southeast corner of Lot 35, MARS HILL ACRES, according to the plat thereof recorded in the office of the Judge of Probate of Lauderdale County, Alabama, in Plat Book 3 at Page 23); thence North with said subdivision 660 feet; thence East with said subdivision 1320 feet to the Southeast corner of Lot 12 of said subdivision in the East line of said Section 35; thence North with the East line of said Section to the Northeast corner thereof; thence West with the North line of said Section to the Northwest corner thereof, being the point of beginning.

TRACT C. The North ½ of the Southwest ¼ of the Southeast ¼ of Section 36, Township 2 South, Range 11 West.

SECTION 2. This Act shall take effect immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

PROOF OF PUBLICATION

STATE OF ALABAMA
COUNTY OF LAUDERDALE

Before me, the undersigned authority in and for said County in said State, this day personally appeared Richard N. Hammell, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Publisher of the Florence Times, a newspaper of general circulation published in Lauderdale County, Alabama, and that the attached notice was published in said newspaper once a week for four suc-

cessive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on May 27, June 3, June 10, and June 17, all in the year 1967.

RICHARD N. HAMMELL.

Sworn to and subscribed before me June 21, 1967.

WALLACE E. OWENS, JR.,
Notary Public—State at Large.

Also:

By Messrs. Dobbs and Shumate:

H. 863. To create a hospital board in and for all counties having populations of not less than 51,000 nor more than 55,000, according to the most recent federal decennial census; to prescribe the jurisdiction, powers, and authority of the board with respect to the operation and maintenance of any county, municipal or other public hospital presently or hereinafter operated in said counties; to provide for the organization of the board, and for the appointment, qualifications, terms, compensation, powers, and duties of members of the board, and to repeal Act No. 374 approved July 6, 1943, Act No. 436 approved July 6, 1945, and all other conflicting laws.

Also:

By Messrs. Gloor, House, Bowers, Dill, Sessions, Adwell, Money, Meeks, Yeilding, Waggoner and Crane:

H. 823. To levy in each county of the State having a population of 500,000 or more, according to the last or any subsequent federal census, a privilege or license tax, generally paralleling the State sales tax, upon persons engaged in said county in the business of selling tangible personal property at retail or conducting places of amusement or entertainment or engaged in said county in any business subject to the State sales tax, and to levy an excise tax, generally paralleling the State use tax, on the storage, use or other consumption in said county of tangible personal property purchased at retail, to provide that the said privilege or license tax is required to be passed on to the consumer or purchaser at retail, to the extent provided for in this act; to provide for the making of reports or returns and the keeping of records with respect to the taxes herein levied; to provide that the exemptions applicable to the State sales tax statutes and the State use tax statutes, as said statutes may from time to time be amended, shall be applicable respectively to the said privilege or license tax and the said excise tax; to confer power to administer the act upon the Commissioner of Licenses or other officer or employee of said county charged with the duty of collecting county business license taxes or other license taxes now or hereafter required by law to be paid; to provide for the collection of the taxes levied by this act; to authorize the said Commissioner of Licenses, or other county officer or employee collecting said business license taxes or other license taxes, as aforesaid, to enforce such collection by civil suit, injunction, and accounting, or any of them; to provide that the taxes levied by this act shall constitute a lien and to provide that such lien shall be superior to all other liens except the liens of ad valorem taxes, other license taxes, and municipal assessments; to provide for the enforcement of the lien of the taxes levied by this act; to provide that any taxpayer dissatisfied with the assessment made against him with respect to any such tax may appeal from the assessment to the Circuit Court of the county, sitting in equity, and to prescribe the procedure on such appeal; to provide that the proceeds collected each month from the taxes herein levied shall, after payment into the general treasury of the county of a specified percentage to compensate the county for the ad-

ministrative, collection and enforcement expenses relating to such taxes, be paid as follows: two-thirds of such proceeds shall be paid into the County Indigent Care Fund created in Section 14 of Act No. 387 enacted at the 1965 Regular Session of the Legislature of Alabama; and the remaining one-third of such proceeds shall be paid to the public corporation created in such county by Act No. 547 enacted at the 1965 Regular Session of the Legislature of Alabama for the purpose of establishing, constructing, maintaining and operating a civic center in the county seat of said county; to repeal Sections 2 to 13, inclusive, of Act No. 387 enacted at the 1965 Regular Session of the Legislature of Alabama; and to provide an effective date.

Also:

By Messrs. Gloor, House, Bowers, Dill, Sessions, Cherner, Adwell, Money, Jackson (T), Meeks, Waggoner, Holman, Kilgore, Ellis, Yeilding and Crane:

H. 826. To amend Act Number 662 of the 1951 Regular Session of the Legislature of the State of Alabama, which levied a privilege or license tax upon the sale, distribution, delivery, storage or taking out of storage of beer and similar products in any county having a population of 400,000 or more according to the last or any subsequent federal census, by deleting the discount allowed to distributors and sellers of such products and by changing the disposition of the taxes levied by said Act Number 662.

Also:

By Messrs. House, Bowers, Dill, Crane, Sessions, Yeilding, Adwell, Cherner, Gloor, Money, Jackson (T), Meeks, Waggoner, Holman, Kilgore, Watkins, Gafford and Ellis:

H. 827. To further amend retrospectively Section 22 of Act No. 929 of the Legislature of Alabama of 1951 establishing a pension system for officers and employees of any city of the State having a population of 250,000 or more according to the last or any succeeding Federal census.

Also:

By Messrs. House, Cherner, Holman, Crane, Sessions, Yeilding, Adwell, Meeks, Jackson (T), Money and Bowers:

H. 828. To further amend Act No. 634, approved September 4, 1951, Acts of Alabama of 1951, Regular Session, page 1089, as heretofore amended, which said Act No. 634 prescribes certain duties and functions of County Planning Commissions and Boards of Zoning Adjustment and the governing bodies in all counties having a population of 400,000 or more according to the 1940 or any succeeding Federal census, and which defines the authority, powers and functions of such Boards and authorizes the governing body of such counties to enforce its rules, resolutions, regulations and ordinances and to provide remedies for the enforcement of its rules, resolutions, regulations and ordinances made by the governing bodies and to appoint a County Building Commissioner and to prescribe his authority and duties and to provide penalties for the violation of such rules, resolutions, regulations and ordinances.

Also:

By Messrs. Adwell, House, Cherner, Holman, Kilgore, Sessions, Yeilding, Dill, Cook (Jefferson), Gloor, Jackson (T) and Bowers:

H. 829. To provide that any city of the state having a population of 300,000 inhabitants or more according to the last or any subsequent

federal census shall have authority, after notice as provided, to remove or demolish buildings and structures, parts of buildings and structures, party walls and foundations when the same are found by the governing body of such city to be unsafe to the extent of being a public nuisance; to provide for a hearing by the governing body if requested; to authorize that the cost of such demolition shall constitute a special assessment against the lot or lots, parcel or parcels whereon the building or structure was located and that such assessment to constitute a lien on said property; and to provide a method of collecting such assessments.

Also:

By Messrs. Adwell, House, Cherner, Holman, Waggoner, Kilgore, Crane, Sessions, Yeilding, Gafford, Ellis, Meeks and Bowers:

H. 830. To amend Section 6 of Act No. 307 of the 1943 Session of the Legislature of Alabama (General Acts of Alabama, Regular Session 1943, Page 264), approved June 28, 1943, relating to the establishment of a Firemen's Pension and Relief Fund in cities having a population of as much as 300,000 people, according to the last or any subsequent federal census.

Also:

By Messrs. Adwell, House, Cherner, Holman, Waggoner, Kilgore, Sessions, Dill, Crane, Yeilding, Ellis, Gloor, Jackson (T), Money, Watkins, Gafford and Bowers:

H. 831. To amend Section 5 of Act No. 283 of the 1943 Regular Session of the Legislature of Alabama (General Acts of Alabama of 1943, Page 241) approved June 28, 1943, relating to the establishment of a policemen's pension and relief fund in cities with a population of as much as 100,000, according to the last or any subsequent federal census.

Also:

By Messrs. House, Cherner, Waggoner, Holman, Crane, Yeilding, Ellis, Adwell, Gloor, Jackson (T), Money and Bowers:

H. 832. To authorize the governing body of any county of the State having a population of 500,000 or more, according to the last or any subsequent Federal census, to levy a business or privilege tax upon any business, vocation, occupation, calling or profession for which a license or privilege tax is not required for either the State of Alabama or the county by the laws of the State of Alabama.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

The House Bills, the titles of which are set out in the foregoing Message from the House, were severally read one time and referred to appropriate Standing Committees, as follows:

H. B.'s 813, 804, 795, 814, 815, 820, 819, 844 and 863. To the Committee on Local Legislation No. 1.

H. B.'s 823, 826, 827, 828, 829, 830, 831 and 832. To the Committee on Local Legislation No. 2.

(The above numbered Bill, H. B. 814, was read at length as required by the Constitution.)

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House Bills and ordered same sent forthwith to the Senate without engrossment:

By Messrs. House, Cherner, Holman, Waggoner, Kilgore, Sessions, Dill, Crane, Yeilding, Ellis, Adwell, Gloor, Jackson (T), Money, Watkins, Gafford and Bowers:

H. 833. To provide that any municipality situated in a county of the State having a population of 600,000 or more inhabitants, according to the last or any subsequent Federal decennial census shall have the authority to assist any other municipality in such county in fighting, suppressing or preventing a fire, tumult or riot in such other municipality and to provide that any such municipality may pay all or any part of the hospital bills, doctors' bills and other medical expenses incurred by any policeman, fireman or other employee in the performance of his duty in the municipality by which he is employed or in any other municipality of the county, or otherwise outside the corporate limits thereof.

Also:

By Messrs. House, Cherner, Holman, Waggoner, Kilgore, Sessions, Dill, Yeilding, Ellis, Money and Bowers:

H. 834. To alter, rearrange and extend the boundaries of the City of Bessemer, Alabama, so as to include within the corporate limits thereof certain additional territory in Section 34, Township 18 South, Range 4 West, Jefferson County, Alabama.

With notice and proof thereto attached and herewith exhibited as follows:

LEGAL NOTICE
OF THE INTENTION TO APPLY
FOR THE PASSAGE OF
AN ACT

Notice is hereby given of the intention to apply to the Legislature of the State of Alabama at its next regular session for the passage of an act to extend the corporate limits of the City of Bessemer, said act to be in substantially the following language:

A BILL
TO BE ENTITLED
AN ACT

To alter, rearrange and extend the boundaries of the City of Bessemer, Alabama, so as to include within the corporate limits thereof certain additional territory in Section 34, Township 18 South, Range 4 West, Jefferson County, Alabama.

Be It Enacted by the Legislature of Alabama:

Section 1. That the boundaries of the City of Bessemer, Alabama, in Jefferson County, Alabama, be and the same are hereby altered, rearranged and extended so as to include within the corporate limits of said city certain additional territory lying within the following described boundaries, to-wit:

All of that part of the NW¼ of SE¼, Section 34, Township 18 South, Range 4 West, Jefferson County, Alabama, lying North and West of the most easterly right-of-way line of U. S. Highway 11.

Section 2. That this Act shall become effective immediately upon its passage and approval by the Governor or upon its otherwise becoming a law.

AFFIDAVIT OF PUBLICATION

STATE OF ALABAMA
COUNTY OF JEFFERSON

Before me, the undersigned Notary Public in and for the State and County aforesaid, personally appeared: B. M. McElroy, Who being duly sworn, says on oath that he is: Editor-Publisher of The Bessemer Advertiser, a newspaper published in the City of Bessemer, Jefferson County, Alabama, and that a legal notice was published for four weeks, consecutively, in said newspaper, a copy of which notice is hereto attached and made a part of this affidavit, and that the dates on which same was published were: March 31st-April 7-14-21 and that the amount indicated hereon is a true and correct statement of the charges for publishing said notice.

Affiant further states that said newspaper is a newspaper having a general circulation in the county in which it is published, and that it has been mailed under second class mailing privilege for fifty-two (52) consecutive weeks prior to the publication of the foregoing advertisement.

B. M. McELROY,
Editor-Publisher.

Subscribed and sworn to before me this the 27th day of July, 1967.

W. E. MILLER,
Notary Public.

Also:

By Messrs. House, Cherner, Holman, Waggoner, Kilgore, Sessions, Dill, Crane, Ellis, Adwell, Gloor, Jackson (T), Money, Watkins, Gafford, Bowers and Meeks:

H. 835. To apply only in counties having populations in excess of 500,000, providing for appointment of clerks and assistants to aid in canvassing the returns of general elections and for payment of their compensation.

Also:

By Messrs. Cherner, House, Holman, Waggoner, Kilgore, Sessions, Dill, Crane, Yeilding, Ellis, Adwell, Gloor, Jackson (T), Money, Gafford, Bowers and Meeks:

H. 836. To create a commission on taxation and services in all counties having populations of 600,000 or more, to prescribe the powers and duties of the commission and to provide for the selection and compensation of the commissioners.

Also:

By Messrs. House, Cherner, Holman, Waggoner, Kilgore, Sessions, Yeilding, Gafford, Ellis, Dill, Crane and Meeks:

H. 838. To further amend Section 4 of Act No. 547, Regular Session, 1965, relating to the establishment of a Civic Center in a municipality wherein there is located the county seat of any county in the State having a population of more than 500,000, approved August 29, 1965.

Also:

By Messrs. Jackson (T), House, Cherner, Waggoner, Holman, Crane, Sessions, Yeilding, Gafford, Ellis, Adwell, Bowers and Meeks:

H. 839. To establish an Inferior Court in Precincts 1 and 2 in Jefferson County, Alabama, in lieu of all Justices of the Peace in Precincts and in lieu of all other Inferior Courts created in lieu of Justices of the Peace heretofore created in said territory, said Court to be called the Bessemer County Court. To define the jurisdiction and powers of said Court and the officers thereof; to provide for the election or appointment of the Judge, Clerk, and other officers of said Court; to fix the terms or tenure of office of the officers of said Court and provide for their salaries and compensation and the method of payment of same; to provide the procedure in said Court and to fix the methods of service of all processes therefrom, to designate the officials to serve processes issued by said Court and provide compensation therefor; to designate the officers of said Court, and define their duties and the duties of other officials with respect to said Court; and to otherwise provide for said Court.

With notice and proof thereto attached and herewith exhibited as follows:

LEGAL NOTICE
OF THE INTENTION TO APPLY
FOR THE PASSAGE OF
AN ACT

Notice is hereby given of the intention to apply to the Legislature of the State of Alabama at its next regular session for the passage of an act to establish an inferior court in lieu of Justices of the Peace Court as provided by Act No. 14 of the Legislature of the State of Alabama in its Special Session of 1966.

AFFIDAVIT OF PUBLICATION

STATE OF ALABAMA
COUNTY OF JEFFERSON

Before me, the undersigned Notary Public in and for the State and County aforesaid, personally appeared: B M McElroy, Who being duly sworn, says on oath that he is: Editor-Publisher of The Bessemer Advertiser, a newspaper published in the City of Bessemer, Jefferson County, Alabama, and that a legal notice was published for Four weeks, consecutively, in said newspaper, a copy of which notice is hereto attached and made a part of this affidavit, and that the dates on which same was published were: April 14, 21, 28, May 5, 1967 and that the amount indicated hereon is a true and correct statement of the charges for publishing said notice.

Affiant further states that said newspaper is a newspaper having a general circulation in the county in which it is published, and that it has been mailed under second class mailing privilege for fifty-two (52) consecutive weeks prior to the publication of the foregoing advertisement.

B. M. McELROY,
Editor-Publisher.

Subscribed and sworn to before me this the 12th day of June, 1967.

W. E. MILLER,
Notary Public.

Also:

By Messrs. Adwell, House, Cherner, Holman, Kilgore, Crane, Sessions, Yeilding, Gloor, Cook (Jefferson), Bowers and Meeks:

H. 840. To amend Section 3.05 and Section 3.06 of Act No. 452, H. 974, Regular Session of the Legislature of Alabama 1955, approved September 9, 1955 (Acts of 1955, Page 1004), as amended, providing a Mayor-Council form of government for cities having a population of 300,000 or more, according to the last or any subsequent census.

Also:

By Messrs. House, Cherner, Holman, Waggoner, Crane, Sessions, Yeilding, Gafford, Adwell, Ellis, Bowers, Jackson (T) and Meeks:

H. 841. To amend Act No. 617 of the Legislature of Alabama of 1959 (Ala. Acts, 1959, p. 1509) providing with respect to any pension system for employees of any city of the State of a population of 300,000 or more according to the last or any subsequent census that one or more members of the system affected by the same question of law may upon behalf of all file a class suit against the trustees of the pension system to enforce benefits which are denied.

Also:

By Messrs. Gloor, Adwell, Bowers, Ellis, Cherner, Yeilding, Crane, Dill, Sessions, House, Meeks, Waggoner, Holman and Kilgore:

H. 868. To amend Act Number 524 of the 1965 Regular Session of the State of Alabama, which levied a tax upon all persons selling, storing or delivering cigarettes or smoking tobacco in every county of the state having a population of 500,000 or more according to the last or any subsequent Federal census, so as to change the disposition of the taxes levied thereby.

Also:

By Messrs. Gloor, Adwell, Ellis, Bowers, Yeilding, Cherner, Crane, Sessions, Dill, House, Meeks, Waggoner, Holman and Kilgore:

H. 869. To amend Act Number 523 of the 1965 Regular Session of the Legislature of the State of Alabama, which levied a privilege or license tax in every county in the State having a population of 500,000 according to the last or any subsequent Federal census against or on every person engaged in the business of renting or furnishing any room or rooms, lodging or accommodations, in any hotel, motel, inn, tourist court, or any other place in which rooms, lodgings or accommodations are rented or furnished for a consideration, and also a privilege or license tax on every person engaged in such county in the business of renting or furnishing space for the accommodations of trailers, so as to change the disposition of the proceeds of the taxes levied thereby.

Also:

By Messrs. Sessions, Dill, Crane, Yeilding, Waggoner, Cherner, Gafford, Money, Jackson (T), Gloor, Adwell, Ellis, Cook (Jefferson), House, Bowers, Meeks, Holman, Kilgore and Watkins:

H. 837. To amend Section 3 of Act No. 248 of the Regular Session of the Legislature of Alabama of 1945, approved July 6, 1945, (Alabama Acts, 1945, page 380 et seq.)

Also:

By Mr. Marr:

H. 849. To amend Act No. 374, S. 213, approved August 10, 1965, an act creating the office of judge of the juvenile court in all counties having populations of not less than 225,000 nor more than 500,000, so as to impose extra, new and additional duties upon the judge of such court and to provide said judge with an allowance for the performance of such duties.

Also:

By Mr. Grayson:

H. 500. To apply only in counties having populations of not less than 300,000 nor more than 500,000 according to the most recent federal decennial census, providing for appointment by the district attorney of a special medical assistant to aid him in the performance of his duties, and providing for payment of the compensation of such assistant from the general funds of the county.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

The House Bills, the titles of which are set out in the foregoing Message from the House, were severally read one time and referred to appropriate Standing Committees, as follows:

H. B.'s 833, 834, 835, 836, 838, 839, 840, 841, 868, 869 and 837. To the Committee on Local Legislation No. 2.

H. B.'s 849 and 500. To the Committee on Local Legislation No. 1.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House Bill and ordered same sent forthwith to the Senate without engrossment:

By Messrs. Headley, Graham and Mays:

H. 495. To provide for closing county government offices one weekday a week.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

The House Bill, the title of which is set out in the foregoing Message from the House, was read one time and referred to appropriate Standing Committee, as follows:

H. B. 495. To the Committee on Counties and County Boundaries.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and adopted the following House Joint Resolution and sends same herewith to the Senate for its consideration:

By Mr. Neville:

H. J. R. 82. WHEREAS Admiral Thomas Hinman Moorer of Eufaula, Alabama, has assumed command as Chief of Naval Operations on August 1, 1967; and

WHEREAS Admiral Moorer who was born in Mount Willing, Alabama, the son of Richard Randolph Moorer and Hulda Hill (Hinson) Moorer, families long prominent in the history and progress of Alabama, showed early promise of a bright future. At the age of fifteen, he was valedictorian of his high school graduation class and had to wait two years to enter the United States Naval Academy, from which he was graduated in 1933; and

WHEREAS Admiral Moorer advanced rapidly through the grades to the rank of admiral during which time he served with unusual distinction and received numerous medals, from the Purple Heart to the Distinguished Flying Cross, and has rendered outstanding service in many of the most difficult assignments in the Navy, including Commander of the Pacific Fleet, Commander of the Atlantic Fleet, and NATO's Supreme Allied Commander; and

WHEREAS Admiral Moorer is married to the former Carrie Ellen Foy of Eufaula and is the father of four children: Thomas R., Mary Ellen, Richard F., and Robert H., who are a credit to this distinguished son of Alabama; now therefore

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, That we commend Admiral Thomas Hinman Moorer upon his nomination to the position of Chief of Naval Operations, which post he so richly deserves, and we wish to express to him our grateful appreciation for the outstanding and meritorious service he has rendered to this country and to the State of Alabama.

RESOLVED FURTHER That a copy of this Resolution be sent to Admiral Moorer.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

On motion of Mr. Clark, the Rules were suspended and the Resolution, H. J. R. 82, set out in the foregoing Message from the House, was concurred in and adopted by the Senate.

REPORTS OF COMMITTEES

Mr. Goodwyn, Chairman of the Standing Committee on Judiciary, reported that said Committee, in Session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit:

By Mr. Childs:

S. 118. To revise and amend all of Section 58 (9) of Title 36, 1940 Code of Alabama, as Recompiled 1958.

By Mr. Turner:

S. 181. To further amend Sections 18, 20 and 21 of Title 30, Code of Alabama 1940, which relate to the duties of the clerk of jury commissions and qualifications of persons on jury rolls.

By Mr. Goodwyn:

S. 539. To improve and upgrade law enforcement in the State of Alabama; to prescribe minimum qualifications and a minimum salary for law enforcement officers and to provide for amending and changing such qualifications; to encourage special police training for law enforcement officers; to provide for payment of a part of all fines and penalties imposed for certain criminal offenses into the Law Enforcement Officers Training Fund, hereby established in the state treasury, and regulating expenditures therefrom; to establish the Alabama Peace Officers Standards and Training Commission, provide for the appointment, term and compensation of members thereof, prescribe the powers and duties of such commission, and to charge it with the duty of administering and effectuating the purposes of this act.

By Mr. Pennington:

H. 261. To provide an election for multistate businesses to report and pay income tax on the basis of a percentage of the volume of business where the gross sales during the tax year within this state is not in excess of $100,000 and to provide a percentage rate of ¼ of 1% of such volume of sales.

By Mr. Pennington:

H. 262. To further amend Title 51, section 788, as amended, Code of Alabama 1940, which relates to the levy of the use tax.

By Mr. Pennington:

H. 264. To authorize the Department of Revenue to prepay to employees of said Department necessary travel expenses for such employees on authorized official State business outside the State of Alabama; to provide certain limitations as to the amount of such prepaid expenses; and to provide that the Department of Examiners of Public Accounts shall annually examine the expenditure of funds used in accordance with this Act.

By Mr. Pennington:

H. 265. Relating to revenue and taxation; approving, adopting, and enacting into law the Multistate Tax Compact relating to taxation of multistate taxpayers; making the State of Alabama a party thereto; providing for appointment of a member from the State of Alabama to the Multistate Tax Commission created thereby; providing for counsel to assist the member of the Multistate Tax Commission; providing for participating in interstate audits under Article VIII of the Compact; and making an appropriation to carry out the provisions of this Act.

By Mr. Pennington:

H. 266. To provide for the allocation and apportionment of deductions and exemptions for income tax purposes by resident taxpayers, including domestic corporations, engaged in multistate business.

By Mr. Bank et al:

H. 310. To prescribe punishment for persons who burn, desecrate, or mutilate their identification and classification card issued by the Selective Service System.

By Mr. Bank et al:

H. 311. To amend Code of Alabama 1940, Title 14, Section 190 in relation to penalties for multilating, defacing or abusing the flag of the United States, the State flag, or the Confederate flag.

Mr. Goodwyn, Chairman of the Standing Committee on Judiciary, reported that said Committee, in Session, had acted on the following bill and ordered same returned to the Senate with a favorable report, with amendment, and it was read a second time and placed on the calendar, to-wit:

By Messrs. Springer and Merrill (with amendment):

H. 443. To amend Section 416, Title 51, Code of Alabama 1940, which relates to assessment of income tax against those failing to make return and remit the amount due and penalties for such failure.

Mr. Goodwyn, Chairman of the Standing Committee on Judiciary, reported that said Committee, in Session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit:

By Messrs. Springer and Merrill:

H. 444. To further amend Section 2, Act No. 100, Second Special Session 1959, which relates to the levy of the Sales Tax.

By Messrs. McElhaney and Jones:

H. 502. To amend further Sections 9, 10, 13, 16, and 20 and to repeal Section 19 of Chapter 2 of Title 46, Code of Alabama 1940, which relate to the registration of architects.

Mr. Turner, Chairman of the Standing Committee on Finance and Taxation, reported that said Committee, in Session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit:

By Mr. Pennington:

H. 437. Relating to contractors bidding on highway work submitting a certified check or bid bond with their bid as proposal guaranty.

By Mr. Turnham:

H. 255. To provide for certain allowable paid leaves of absence for teachers and employees of state trade schools.

Mr. Turner, Chairman of the Standing Committee on Finance and Taxation, reported that said Committee, in Session, had acted on the following bill and ordered same returned to the Senate with a favorable report, with amendment, and it was read a second time and placed on the calendar, to-wit:

By Mr. McCorquodale et al (with amendment):

H. 767. Proposing an amendment to Article XI, Section 217, of the Constitution of Alabama 1901 relative to ad valorem taxation; establishing a classification system of property taxation; fixing assessment rates for each class of property.

The above Bill was read a second time at length as required by the Constitution.

Mr. Turner, Chairman of the Standing Committee on Finance and Taxation, reported that said Committee, in Session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit:

By Mr. McCorquodale et al:

H. 766. To amend Code of Alabama 1940, Title 51, Section 15, in relation to the exemption of homesteads from ad valorem taxes.

By Mr. McCorquodale et al:

H. 765. To amend further Code of Alabama 1940, Title 51, Section 2, relating to the exemption of persons and property from ad valorem taxation.

Mr. Turner, Chairman of the Standing Committee on Finance and Taxation, reported that said Committee, in Session, had acted on the following bill and ordered same returned to the Senate with a favorable report, with amendment, and it was read a second time and placed on the calendar, to-wit:

By Mr. McCorquodale et al (with amendment):

H. 764. Relating to ad valorem taxation; providing for the classification of property for purposes of taxation; and fixing percentages of the fair and reasonable market value of the property in the several classes at which such property shall be valuated and taxes thereon assessed.

Mr. Turner, Chairman of the Standing Committee on Finance and Taxation, reported that said Committee, in Session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to-wit:

By Mr. Hawkins:

S. 520. To amend Section 486 of Title 51, Code of Alabama 1940, Recompiled 1958, which levies a license on circuses.

Mr. Turner, Chairman of the Standing Committee on Finance and Taxation, reported that said Committee, in Session, had acted on the following bill and ordered same returned to the Senate with a favorable report, with substitute, and it was read a second time and placed on the calendar, to-wit:

By Messrs. Harris, Carr, Skidmore, Leonard, Bailes, Branyon, Folsom, Childs, Vacca, O'Bannon, Radney, Pierce, Nabors, Hawkins, Stone and Gilmore (with substitute):

S. 409. To amend Act No. 217, S. 23, of the Special Session of 1967 which provides for competitive bidding on certain public contracts and purchases, so as to exempt certain purchases made by waterworks boards, sewer boards, gas boards and other like utility boards and commissions which are instrumentalities of counties or municipalities from the provisions of such act requiring competitive bidding.

Mr. Folsom, Chairman of the Standing Committee on Local Legislation No. 1, reported that said Committee, in Session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit:

By Messrs. Slate and Doss:

H. 647. To increase the compensation of each employee in the office of the clerk of the circuit court of every county having a population of not less than 57,000 nor more than 61,000; and to provide for the payment thereof.

By Messrs. Slate and Doss:

H. 648. Providing further for expense allowances for certain members of the governing bodies of counties having populations of not less than 57,000 nor more than 61,000.

By Messrs. Slate and Doss:

H. 644. To regulate the compensation of jurors serving in certain courts in counties having populations of not less than 57,000 nor more than 61,000.

By Messrs. Slate and Doss:

H. 649. To fix the compensation and allowance of certain election officers in every county of the state having a population of not less than 57,000 nor more than 61,000 according to the last or any subsequent federal decennial census.

Mr. Folsom, Chairman of the Standing Committee on Local Legislation No. 1, reported that said Committee, in Session, had acted on the following bill and ordered same returned to the Senate with a favorable report, with amendment, and it was read a second time and placed on the calendar, to-wit:

By Mr. Beck (with notice and proof) (with amendment):

H. 704. To enable and authorize any bank organized and operating under the laws of Alabama, having its principal place of business in DeKalb County, Alabama, or having a branch office or branch place of business in said county, with the approval of the Superintendent of Banks of the State of Alabama; to establish one branch bank or branch office in said County.

Mr. Folsom, Chairman of the Standing Committee on Local Legislation No. 1, reported that said Committee, in Session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit:

By Messrs. Berryman (W. A.) and Graham:

H. 722. To regulate the compensation of members of the county board of registrars in all counties having populations of not less than 21,900 nor more than 22,300, according to the most recent federal decennial census; providing for payment of additional compensation from the county treasury.

By Messrs. Berryman (W. A.) and Graham:

H. 721. To apply only in counties having populations of not less than 21,900 nor more than 22,300, providing expense allowances payable from the county treasury for the coroners of such counties.

By Mr. Brassell (with notice and proof):

H. 683. To amend Act No. 13, H. 118, Regular Session 1947, an act establishing for the municipality of Phenix City a pension and relief system for the benefit of firemen and policemen (Local Acts 1947, p. 7).

By Messrs. Meade and Beck:

H. 611. To authorize, provide for the licensing of, and to regulate the operation of, and hunting on privately owned hunting preserves, stocked by artificially propagated upland birds in all counties having populations of not less than 38,000 nor more than 45,000 according to the

1960 or any subsequent federal decennial census; to prescribe the fees for such licenses, provide for their collection and distribution; and to prescribe penalties for violation of this Act.

By Mr. Harris:

S. 577. To apply only in counties having populations of not less than 36,000 nor more than 36,600, providing further for meetings and compensation of members of the boards of education of such counties.

By Mr. Adams (with notice and proof):

S. 576. To amend Section 5 of Act No. 163, H. 765 approved July 23, 1965, an Act entitled "To amend Section 5 of Act No. 11, S. 88, approved May 30, 1957 (Acts 1957, v. I, p. 35), an Act entitled 'To provide deputies, clerks, and other assistants for certain officers of Houston County, to regulate their compensation and provide for the payment thereof, and to repeal conflicting laws,' so as to further regulate the salaries of certain deputies of the sheriff." So as to provide additional compensation for certain deputies of the sheriff.

By Mr. Torbert (with notice and proof):

S. 573. To amend further Act No. 242, H. 678, Regular Session 1949, relating to the court of common pleas of Lee County, so as to make further provisions respecting allowances for expenses of the judge and deputy district attorney and for operation of the juvenile division of said court.

By Mr. Branyon (with notice and proof):

S. 571. To provide further for the selection of textbooks and instructional materials for use in the public schools of Lamar County.

By Mr. McDermott:

S. 570. To authorize and provide for the payment of supplemental retirement benefits to certain municipal employees in cities in this State having populations of not less than 200,000 nor more than 300,000, according to the last or any subsequent federal decennial census; to repeal Act No. 773, S. 621, Regular Session 1951 (Acts 1951, p. 1342), as amended, which established a pension and relief system for municipal employees.

By Mr. Radney:

S. 563. To apply only in counties having populations of not less than 28,500 nor more than 30,500, making further provisions for fixing the compensation of the county superintendent of education.

By Mr. Radney:

S. 562. To apply only in counties having populations of not less than 28,500 nor more than 30,500, providing further for the compensation of members of the county board of education in all such counties.

Mr. Cooper, Chairman of the Standing Committee on Public Health, reported that said Committee, in Session, had acted on the following bill and ordered same returned to the Senate with a favorable report, with amendment, and it was read a second time and placed on the calendar, to-wit:

By Mr. Dominick (with amendments):

S. 322. Making further provisions respecting the crime of abortion, amending Code of Alabama 1940, Title 14, Section 9, so as to provide for justified medical termination of pregnancies and to fix the punishment for criminal abortion and pretended criminal abortion.

Mr. Cooper, Chairman of the Standing Committee on Public Health, reported that said Committee, in Session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit:

By Mr. Turnham:

H. 591. To provide for the public health; to permit counties and municipalities to form regional, nonprofit, public corporations; to authorize such corporations to implement programs and to construct, maintain, equip, and operate facilities; to provide that such programs and facilities be used in accordance with standards and criteria established by the State Board of Health and the Alabama Mental Health Board so as to combat any or all forms of mental or emotional illness or debility, including, but not limited to, alcoholism, drug addiction, epilepsy, and mental retardation; to provide for the powers, authorities, and duties of such corporations; to authorize the said corporations to enter into contracts with any agency for the purpose of carrying into effect the above; to authorize local governing bodies to appropriate monies for the support of such facilities and programs; and to repeal any existing law which is in conflict with the provisions of this Act.

By Mr. Bassett:

H. 380. To provide that deer, turkey, and other wild animals may be cleaned and processed at slaughter houses, abattoirs, meat packing and processing plants in this State.

By Messrs. Brown and Culver:

H. 351. To amend Section 12 of Act No. 108, H. B. 152, approved August 26, 1959 (Acts 1959, v. 1, p. 615), an act relating to the practice of chiropractic, so as to specify additional grounds for suspension or revocation of a certificate of qualification to practice chiropractic.

By Mr. Burgess:

H. 221. To amend Act No. 476, H. B. 8, approved August 20, 1965, (Acts 1965, v. 1, p. 686), an act defining and regulating the practice of physical therapy; providing for examination and licensing of physical therapists; providing for the appointment of a Board of Physical Therapy; providing for the enforcement of the provisions of this Act; and prescribing penalties and fees.

Mr. Oden, Chairman of the Standing Committee on Public Roads and Highways, reported that said Committee, in Session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit:

By Mr. Torbert:

S. 439. To amend Section 59 of Title 36, 1940 Code of Alabama, as amended (Recompiled 1958).

By Mr. Gilmore:

S. 137. Regulating stopping of vehicles on the highways, and providing for the removal of abandoned or unattended vehicles or other property.

By Mr. Downing:

H. 177. To revise and amend Section 18 of Title 36 of the Code of Alabama of 1940 as amended, relating to "Right of Way" of motor vehicles.

By Mr. Bailes:

S. 115. To prohibit the use of Interstate and limited Access highways by pedestrians, bicycles, motor driven cycles, animal drawn vehicles and persons riding animals.

Mr. Turner, Chairman of the Standing Committee on Finance and Taxation, reported that said Committee, in Session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit:

By Messrs. Pruitt and Manley:

H. 542. To authorize and provide for the exchange of certain lands between the Alabama Corrections Institution Finance Authority and the state highway department.

By Mr. Oden:

S. 574. Relating to counties having populations of not less than 21,900 nor more than 22,300 according to the most recent federal decennial census, whose roads and bridges are constructed, maintained and repaired by the state highway department; authorizing and providing for the deduction and withholding by the judge of probate of any such county of a prescribed amount of the first moneys accruing from that part of the motor vehicle and trailer license taxes allocated to the county when such judge remits such taxes to the state highway department; and to prescribe the use of the amount so deducted.

By Mr. Oden:

S. 575. Relating to counties having populations of not less than 22,500 nor more than 24,550 according to the most recent federal decennial census, whose roads and bridges are constructed, maintained and repaired by the state highway department; forbidding the judge of probate of any such county to remit to the state highway department moneys collected by him from that part of the motor vehicle and trailer license taxes allocated to the county; to require such judges of probate to deposit such moneys in a special fund in the county treasury; and to prescribe the use thereof.

By Messrs. Skidmore and Leonard:

S. 288. To make an appropriation to the Alabama State Fire College created and established by an Act of the Legislature No. 373 of Acts of the Legislature of 1955, Volume II, page 898, approved September 8, 1955, and to provide for the expenditure thereof and the payment of the appropriation.

REPORT OF COMMITTEE ON ENROLLED BILLS

Mr. President:

Your Standing Committee on Enrolled Bills begs leave to report that said Committee, in session, has compared the following enrolled Senate Bills with the original Senate Bills, respectively, and finds same correctly enrolled, to-wit:

S. 97. To provide further for the appointment and compensation of deputies and assistants of the sheriff of Barbour County and repeal conflicting laws.

Also:

S. 428. To authorize all counties having populations of not less than 47,000 nor more than 49,000 according to the most recent federal decennial census, and all municipalities and all public hospitals in such counties to create, establish, maintain and operate ambulance services on a profit or non-profit basis; to declare the furnishing of such ambulance service to be a governmental function; and to relieve such counties, municipalities and public hospitals furnishing such service therein from liability for death, personal injury or property damage growing out of or resulting from the maintenance and operation of such ambulance services.

Also:

S. 459. To apply only in counties having populations of not less than 18,000 nor more than 19,000 according to the most recent federal decennial census, authorizing such counties to provide additional compensation for registrars.

Also:

S. 472. An Act to alter, rearrange and extend the boundary lines of the City of Gadsden, Alabama, in Etowah County, Alabama, so as to include within the corporate limits of said City certain property therein set out and described.

RICHARD DOMINICK,
Chairman.

SIGNING OF BILLS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the foregoing bills; the titles of which are set out in the foregoing report from the Committee on Enrolled Bills.

MESSAGE FROM THE HOUSE

Mr. President:

The House has passed the following Senate bill and returns same herewith to the Senate:

S. 189. To amend further Code of Alabama 1940, Title 45, Section 144 in relation to the allowance for feeding prisoners.

JOHN W. PEMBERTON,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House Bills and ordered same sent forthwith to the Senate without engrossment:

By Messrs. Pennington, Jones, McLain, Snodgrass and Laxson:

H. 534. To provide for public highways, streets, and bridges in any county having a population as great as 170,000 and not exceeding 300,000, according to the last or any succeeding federal census; and to that end to require that each such county provide the services of a county engi-

neer for its highway, street and bridge program and to make further provisions for the distribution among any such county and the municipalities therein of (1) those portions of the net proceeds from the state gasoline excise tax that are allocated or apportioned to such county by Sections 3 and 4 of Act No. 224 adopted at the special session of the Legislature of Alabama that convened on March 2, 1967, and (2) those portions of the net proceeds from the state motor vehicle license taxes and registration fees that are referred to in paragraphs (b) and (c) of Section 713 of Title 51 of the Code of Alabama of 1940, as amended, and that are provided in the said paragraphs to be paid or allocated to any such county and the municipalities therein.

Also:

By Mr. Bolton:

H. 857. To alter, rearrange and extend the corporate limits of the City of Sylacauga, Talladega County, Alabama.

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA
COUNTY OF TALLADEGA

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to wit:

A BILL
TO BE ENTITLED
AN ACT

To alter, rearrange and extend the corporate limits of the City of Sylacauga, Talladega County, Alabama.

Be It Enacted by the Legislature of Alabama:

Section 1. That the corporate limits of the City of Sylacauga, Talladega County, Alabama, be changed and extended to include the following territory:

That part of the northwest quarter (NW¼) of Section 16, Township 21 South, Range 4 East, that lies West of the Talladega-Sylacauga Highway, alternate U. S. Highway 231; all that part of Section 9, Township 21 South, Range 4 East that lies West of the Talladega-Sylacauga Highway, alternate U. S. Highway 231; the Northeast Quarter (NE¼) of the Southeast Quarter (SE¼): the East Half (E½) of the Northeast Quarter (NE¼) of Section 8 Township 21 South, Range 4 East; that part of the East Half (E½) of the Southeast Quarter (SE¼) of Section 5, Township 21 South, Range 4 East that lies south of the Tallassahatchie Creek, all being in Talladega County, Alabama.

Section 2. This Act shall take effect immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

STATE OF ALABAMA
COUNTY OF TALLADEGA

Personally appeared before me, a J. V. Greer in and for said County, Talladega, who being duly sworn according to law, deposes and says that he is the Editor of the Sylacauga News a newspaper published in said County, and that the publication of a certain notice, a true copy of which is hereto affixed, has been made in said newspaper for 4 weeks con-

secutively, to-wit, in the issues hereof dated as follows: July 6 1967, July 13 1967, July 20 1967, July 27 1967.

J. V. GREER.

Subscribed and sworn to before me this 28 day of July 1967.

SAM H. WRIGHT,
Notary Public.

Also:

By Mr. Bolton:

H. 858. To alter, rearrange and extend the corporate limits of the City of Sylacauga, Talladega County, Alabama.

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA
COUNTY OF TALLADEGA

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to wit:

A BILL
TO BE ENTITLED
AN ACT

To alter, rearrange and extend the corporate limits of the City of Sylacauga, Talladega County, Alabama.

Be It Enacted by the Legislature of Alabama:

Section 1. That the corporate limits of the City of Sylacauga, Talladega County, Alabama, be changed and extended to include the following territory: The South Half (S½) of Section 27, Township 21 South, Range 3 East; the North Half (N½) of the Northwest Quarter (NW¼) of Section 34, Township 21 South, Range 3 East; that part of the Northwest Quarter (NW¼) of the Northeast Quarter (NE¼) Section 34, Township 21 South, Range 3 East that lies north of the L & N Railroad, commence at the Southwest corner of Section 26, Township 21 South, Range 3 East and go North a distance of 1308.3 feet to a point; thence go East a distance of 256 feet to a point; thence go South 24°, 07′ East 1494.4 feet to a point, which point is on the North right-of-way of the L & N Railroad thence go in a southwesterly dircetion along said right-of-way of L & N Railroad a distance of 2300 feet more or less to a point on the west line of the Northeast Quarter (NE¼) of the Northeast Quarter (NE¼) of Section 34, Township 21 South, Range 3 East; thence go North a distance of 1010 feet more or less to a point; thence go East a distance of 1332.7 feet to said point of beginning; situated in Talladega County, Alabama.

Section 2. This Act shall take effect immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

STATE OF ALABAMA
COUNTY OF TALLADEGA

Personally appeared before me, a J. V. Greer in and for said County, Talladega, who being duly sworn according to law, deposes and says that he is the Editor of the Sylacauga News a newspaper published in said County, and that the publication of a certain notice, a true copy of which

is hereto affixed, has been made in said newspaper for 4 weeks consecutively, to-wit, in the issues hereof dated as follows: July 6 1967, July 13 1967, July 20 1967, July 27 1967.

J. V. GREER.

Subscribed and sworn to before me this 28 day of July 1967.

SAM H. WRIGHT,
Notary Public.

Also:

By Mr. Owen (Baldwin):

H. 659. Relating to Baldwin County: providing further for the distribution of fines and forfeitures from convictions in certain cases of traffic violations.

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA
COUNTY OF BALDWIN

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made to wit:

A BILL
TO BE ENTITLED
AN ACT

Relating to Baldwin County: providing further for the distribution of fines and forfeitures from convictions in certain cases of traffic violations.

Be It Enacted by the Legislature of Alabama:

Section 1. One-half of all fines and forfeitures hereafter paid by persons convicted in courts of competent jurisdiction within Baldwin County of violations of the rules of the road, or the laws of this State relating to or regulating traffic or the operation of motor vehicles upon the highways of this State, shall be paid into the fine and forfeiture fund of Baldwin County, and the remainder shall be remitted by the proper authority to the State Treasurer, who shall credit the same to the proper fund in the State Treasury.

Section 2. All laws or parts of laws which conflict with this Act are repealed.

Section 3. This Act shall become effective immediately upon its passage and approval of the Governor, or upon its otherwise becoming a law.

AFFIDAVIT OF PUBLICATION

STATE OF ALABAMA
COUNTY OF BALDWIN

J. H. Faulkner, Jr., being duly sworn, deposes and says that he is the Editor of The Baldwin Times, a Weekly Newspaper published at Bay Minette, Baldwin County, Alabama; that the notice hereto attached of A Bill To Be Entitled an Act was published in said newspaper for 4 consecutive weeks in the following issues:

Date of 1st publication June 1, 1967, Date of 2nd publication June 8, 1967, Date of 3rd publication June 15, 1967, Date of 4th publication June 22, 1967.

Subscribed and sworn before the undersigned this 17 day of July, 1967.

DOROTHY MARTIN,
Notary Public, Baldwin County.

J. H. FAULKNER, JR.,
Editor.

Also:

By Mr. Fite:

H. 871. Relating to Marion County; authorizing the court of county commissioners, board of revenue, or like governing body of the county to levy additional privilege license and excise taxes for educational purposes, paralleling the state sales and use taxes provided for in Act No. 100, H. 94, Second Special Session 1959 (Acts 1959, p. 298), as amended, and Code of Alabama 1940, Title 51, Chapter 20, Article 11, as amended, when such a levy is approved at an election called for such purpose; providing for the ordering and holding of such election; providing for the collection of such taxes by the State Department of Revenue, and for the distribution of the proceeds thereof; restricting the application of this Act to areas of the county outside the corporate limits of the City of Winfield; providing for the enforcement of the Act; and providing penalties for violations of the Act.

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA
COUNTY OF MARION

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

Relating to Marion County; authorizing the court of county commissioners, board of revenue, or like governing body of the county to levy additional privilege license and excise taxes for educational purposes, paralleling the state sales and use taxes provided for in Act No. 100, H. 94, Second Special Session 1959 (Acts 1959, p. 298), as amended, and Code of Alabama 1940, Title 51, Chapter 20, Article 11, as amended, when such a levy is approved at an election called for such purpose; providing for the ordering and holding of such election; providing for the collection of such taxes by the State Department of Revenue, and for the distribution of the proceeds thereof; restricting the application of this Act to areas of the county outside the corporate limits of the City of Winfield; providing for the enforcement of the Act; and providing penalties for violations of the Act.

Be It Enacted by the Legislature of Alabama:

Section 1. All words, terms, and phrases that are defined in Act No. 100, H. 94, Second Special Session 1959 (Acts 1959, p. 298), as amended, the state sales tax act, and in Code of Alabama 1940, Title 51, Chapter 20,

Article 11, as amended, shall, where used in this Act, have the meanings respectively ascribed to them in said Act No. 100 and Code of Alabama 1940, Title 51, Chapter 20, Article 11, as heretofore amended, except where the context herein clearly indicates a different meaning. In addition, the following words, terms, and phrases where used in this Act shall have the following respective meanings except where the context clearly indicates a different meaning:

"State sales tax statutes" means Act No. 100, H. 94, Second Special Session 1959 (Acts 1959, p. 298), which levies a retail sales tax for state purposes, and includes all statutes, including amendments to said Act No. 100, heretofore enacted which expressly set forth any exemptions from the computation of the tax levied in said Act No. 100 and all other statutes heretofore enacted which expressly apply to, or purport to affect, the administration of said Act and the incidence and collection of the tax imposed therein;

"State sales tax" means the tax imposed by the state sales tax statutes;

"State use tax statutes" means Code of Alabama 1940, Title 51, Chapter 20, Article 11, as heretofore amended, including all statutes heretofore enacted which expressly set forth any exemptions from the computation of the tax levied in said Article 11 and all other statutes heretofore enacted which expressly apply to, or purport to affect, the administration of the said article and the incidence and collection of the tax imposed therein;

"State use tax" means the tax imposed by the state use tax statutes;

"Registered seller" means the person registered with the state department of revenue pursuant to the state use tax statutes or licensed under the state sales tax statutes.

"Month" means the calendar month;

"Quarterly period" means the period of three months ending on the last day of each March, June, September, and December;

"Fiscal year" means the period commencing on October 1 of each calendar year and ending on September 30 of the next succeeding calendar year.

Section 2. The court of county commissioners, board of revenue, or like governing body of Marion County is hereby authorized to order an election to determine whether or not special privilege license and excise taxes, in the amounts hereinafter provided, shall be levied for educational purposes within the county. The sheriff must give notice at least thirty days before any election to be held under this Act, by publication in some newspaper in the county, if any is published therein, and if not, by written notice posted at the courthouse door, and at three other public places in the county, of the time of holding and the purpose of the election. The court of county commissioners, board of revenue, or like governing body of Marion County shall provide for the holding of the election on the date specified in the notice. If the question of levying the special taxes authorized herein fails to carry at any such election, that fact shall not preclude the submission of the question to the voters at subsequent elections held in accordance with this Act.

Section 3. The court of county commissioners, board of revenue, or like governing body of Marion County shall declare the result of the election, and if a majority of the electors voting on the question have voted in favor of the special taxes, the court of county commissioners, board of revenue, or like governing body of the county may by resolution

or ordinance levy, in addition to all other taxes of every kind now imposed by law, a county privilege or license tax against the person on account of business activities in an amount to be determined by the application of rates against gross sales, or gross receipts, as the case may be, and a county excise tax, as follows:

1. Upon every person, firm, or corporation (not including the State of Alabama or the Alabama Alcoholic Beverage Control Board or ABC stores) engaged or continuing within Marion County in the business of selling at retail any tangible personal property whatsoever, including merchandise and commodities of every kind and character, (not including, however, bonds or other evidence of debt or stocks), an amount equal to one percent of the gross proceeds of sales of the business. Any person engaging or continuing in business as a retailer and wholesaler or jobber shall pay the tax required on the gross proceeds of retail sales of such businesses at the rates specified when his books are kept, so as to show separately the gross proceeds of sales of each business, and when his books are not so kept he shall pay the tax as retailer, on the gross sales of the business. Provided that where all the sales of a company are single sales of peanut products, milk products, coffee, and confections sold in dispensing machines located in industrial plants or on private property for employees where such machines dispense exclusively articles not to exceed ten cents (10c) per sale, and the person operating such machines shall be engaged in the business of selling exclusively articles not to exceed ten cents (10c) per sale and shall file with the State Department of Revenue a sworn statement to that effect and shall keep and maintain records satisfactory to the State Department of Revenue the gross receipts tax herein provided for shall not be levied.

2. Upon every person, firm, or corporation engaged or continuing within Marion County in the business of conducting or operating places of amusement or entertainment, billiard and pool rooms, bowling alleys, amusement devices, musical devices, theaters, opera houses, moving picture shows, vaudevilles, amusement parks, athletic contests, including wrestling matches, prize fights, boxing and wrestling exhibitions, football and baseball games (including athletic contests conducted by or under the auspices of any educational institution or any athletic association thereof, or other association whether such institution or association be denominational, a state, county, or city school, or other institution, association or school), skating rinks, race tracks, golf courses, or any other place at which any exhibition, display, amusement or entertainment is offered to the public, or place or places where an admission fee is charged, including public bathing places, public dance halls of every kind and description conducted or carried on within Marion County, an amount equal to one per cent of the gross receipts of any such business.

3. Upon every person, firm or corporation engaged or continuing within Marion County in the business of selling at retail any automotive vehicle or truck trailer, semi-trailer or house trailer an amount equal to one per cent of the gross proceeds of sale of said automotive vehicle or truck trailer, semi-trailer or house trailer. Provided, that where any used automotive vehicle or truck trailer, semitrailer, or house trailer is taken in trade, or in a series of trades, as a credit or part payment on the sale of a new or used vehicle, the tax levied herein shall be paid on the net difference, that is the price of the new or used vehicle sold less the credit for the used vehicle taken in trade.

4. There are exempted, however, from the provisions of this section and from the computation of the amount of the tax imposed in this section the gross receipts of any business and the gross proceeds of all sales which are presently exempted under the state sales tax statutes from the computation of the amount of the state sales tax. In addition, there shall be exempted from the computation of the amount of the tax

the gross proceeds of the sale of machines used in mining, quarrying, compounding, processing, and manufacturing of tangible personal property; provided, that the term "machines", as herein used, shall include machinery which is used for mining, quarrying, compounding, processing, or manufacturing tangible personal property, and the parts of such machines, attachments and replacements therefor which are made or manufactured for use on or in the operation of such machines and which are necessary to the operation of such machines and are customarily so used.

5. An excise tax on the storage, use, or other consumption in Marion County of tangible personal property purchased at retail, on or after the first day of the month next succeeding the month during which this Act shall become a law, for storage, use or other consumption in Marion County, at the rate of one percent of the sale price of such property, regardless of whether the retailer is or is not engaged in business in Marion County or in this State, except as provided in subsection 7 of this section.

6. An excise tax on the storage, use or other consumption in Marion County of any automotive vehicle or truck trailer, semi-trailer or house trailer purchased at retail on or after the first day of the month next succeeding the month during which this Act becomes a law, for storage, use or other consumption in this State at the rate of one percent of the sales price of such automotive vehicle, truck trailer, semi-trailer or house trailer. Where any used automotive vehicle or truck trailer, semitrailer or house trailer is taken in trade, or in a series of trades, as a credit or part payment on the sale of a new or used vehicle, the tax levied herein shall be paid on the net difference, that is, the price of the new or used vehicle sold less the credit for the used vehicle taken in trade.

7. There are exempted, however, from the provisions of this section and the tax imposed in this section the storage, use, or other consumption of property the storage, use, or other consumption of which is presently exempted under the state use tax statutes from the state use tax. The storage, use, or other consumption in Marion County of the following tangible personal property is hereby specifically exempted from the tax imposed by this section: machines used in mining, quarrying, compounding, processing, and manufacturing of tangible personal property; provided, that the term "machine", as herein used, shall include machinery which is used for mining, quarrying, compounding, processing, or manufacturing tangible personal property, and the parts of such machines, attachments and replacements therefor, which are made or manufactured for use on or in the operation of such machines and which are necessary to the operation of such machines and are customarily so used. Subject to these exemptions, every person storing or using or otherwise consuming in Marion County tangible personal property purchased at retail shall be liable for the tax imposed by this section, and the liability shall not be extinguished until the tax has been paid by such person as herein provided; provided, however, that a receipt from a registered seller given pursuant to Section 5 of this Act to the purchaser of any property to be used, stored, or consumed in Marion County shall be sufficient to relieve the purchaser from further liability for a tax to which such receipt may refer.

Section 4. The taxes levied in Section 3, subsections 1, 2, and 3, of this Act shall be due and payable in monthly installments on or before the twentieth day of the month next succeeding the month in which the tax accrues; and the taxes levied in Section 3, subsections 5 and 6, of this Act shall be due and payable quarterly on or before the twentieth day of the month next succeeding each quarterly period during which the storage, use, or other consumption of the tangible personal property became taxable hereunder, each such quarterly period to end on the last days of each of the months of March, June, September and December. All taxes

levied in this Act shall be paid to and collected by the state department of revenue at the same time and along with the collection of the state sales tax and the state use tax. On or prior to the due dates of the taxes herein levied each person subject to such taxes shall file with the state department of revenue a report or return in such form as may be prescribed by the department, setting forth, with respect to all sales and business that are provided in Section 3, subsections 1, 2, and 3, hereof to be used as a measurement of the tax levied in said Section 3, subsections 1, 2, and 3, a correct statement of the gross proceeds of all such sales and the gross receipts of all such business and setting forth, with respect to the tax levied in Section 3, subsections 5 and 6, hereof, the total sales price of all property, the use, storage, or other consumption of which became subject to the tax imposed by said Section 3, subsections 5 and 6, during the then preceding quarterly period; provided, however, that said report shall include also such other items of information pertinent to the said taxes in the amount thereof as the state department of revenue may require. Any person subject to the taxes levied in Section 3, subsections 1, 2, and 3, hereof may defer reporting credit sales until after their collection, and in the event he so defers reporting them, he shall thereafter include in each monthly report all credit collections made during the month preceding, and shall pay the taxes due thereon at the time of filing such report. All reports or returns filed with the state department of revenue under this section shall be available for inspection by the chairman of the Marion County Board of Revenue, or his designated agent, or the chairman of the Marion County Board of Education, or his designated agent, at reasonable times during business hours.

Section 5. Every registered seller making sales of tangible personal property for storage, use, or other consumption in Marion County (which storage, use, or other consumption is not herein exempted from the tax imposed in Section 3, subsections 5 and 6, hereof) shall at the time of making such sale or if the storage, use, or other consumption of such tangible personal property in Marion County is not then taxable under this Act, at the time such storage, use or other consumption becomes taxable hereunder, collect the tax imposed by Section 3, subsections 1, 2, and 3, of this Act from the purchaser, and shall give to the purchaser a receipt therefor in the manner and form prescribed by the state department of revenue. On the twentieth day of the month following the close of each quarterly period provided for in Section 4 hereof, each registered seller shall file with the state department of revenue a return for the preceding quarterly period in such form as may be prescribed by the department showing the total sales of the tangible personal property sold by such registered seller, the storage, use or other consumption of which became subject to the tax imposed by Section 3, subsection 5 and 6, of this act during the then preceding quarterly period and each return shall be accompanied by a remittance of the amount of the tax herein required to be collected by such registered seller during the period followed by the return provided that any registered seller may defer collecting the tax with respect to credit sales until collection of the proceeds of such sales and may defer reporting credit sales until after their collection, but shall thereafter collect the said taxes along with collection of said credit sales and shall include in each quarterly report all credit collections made during the preceding quarterly period and shall remit the taxes with respect thereto at the time of filing such report or return. Any person who has paid to a registered seller the tax with respect to the use, storage, or other consumption of tangible personal property in Marion County need not file a report or make any further payment of the said tax, but each person who purchases tangible personal property the storage, use, or other consumption of which is subject to the tax imposed by Section 3, subsections 5 and 6, of this Act and who has not paid the tax due with respect thereto to a registered seller, shall report and pay the tax as required by Section 4.

Section 6. Each person engaging or continuing within Marion County in a business subject to the taxes levied in Section 3, subsections 1, 2, and 3, of this Act shall add to the sales price or admission fee and collect from the purchaser or the person paying the admission fee the amount due by the taxpayer on account of said taxes levied in said Section 3, subsections 1, 2, and 3; and every registered seller shall likewise add to the sales price and collect from the purchaser the amount of any tax which such registered seller is required by Section 5 hereof to collect. It shall be unlawful for any person subject to the tax levied in said Section 3, subsections 1, 2, and 3, to fail or refuse to add to the sales price or admission fee and to collect from the purchaser or person paying the admission fee the amount herein required to be so added to the sales or admission price and collected from the purchaser, and it shall likewise be unlawful for any person subject to said tax to refund or offer to refund all or any part of the amount so collected or to absorb or advertise directly or indirectly the absorption or refund of said tax or any portion thereof. It shall likewise be unlawful for any registered seller to fail or refuse to add to the sales price and to collect from the purchaser the amount of the tax imposed by Section 3, subsections 5 and 6, of this Act or to refund or offer to refund or absorb, or to advertise directly or indirectly the absorption of said tax or any portion thereof.

Section 7. The taxes imposed by this Act shall constitute a debt due the Marion County board of education and may be collected by civil suit, in addition to all other methods provided by law and in this Act. The said taxes, together with interest and penalties with respect thereto, shall constitute and be secured by a lien upon the property of any person from whom said taxes are due or who is required to collect said taxes. All of the provisions of the revenue laws of this State which apply to the enforcement of liens for license taxes due this State shall apply fully to the collection of the taxes herein levied, and the state department of revenue, for the use and benefit of the Marion County board of education shall collect such taxes and enforce this Act and shall have and exercise for such collection and enforcement all rights and remedies that this State or the department has for collection of the state sales tax and the state use tax. The state department of revenue shall have full authority to employ such special counsel as it deems necessary from time to time to enforce collection of the taxes authorized to be levied by this Act, and to otherwise enforce the provisions of this Act, including any litigation involving this Act; and the department shall pay such special counsel such fees as it deems necessary and proper from the proceeds of the taxes collected by it for the Marion County board of education.

Section 8. All provisions of the state sales tax statutes with respect to payment, assessment and collection of the state sales tax, making of monthly reports and keeping and preserving records with respect thereto, interest after due date of tax, penalties for failure to pay tax, make reports or otherwise comply with the state sales tax statutes, the promulgation of rules and regulations with respect to the state sales tax, and the administration and enforcement of the state sales tax statutes, which are not inconsistent with the provisions of this Act when applied to the tax levied in Section 3, subsections 1, 2, and 3, hereof, shall apply to the tax levied in the said Section 3, subsections 1, 2, and 3, and all provisions of the state use tax statutes with respect to payment, assessment and collection of the state use tax; making quarterly reports and keeping and preserving records with respect thereto, interest after due date of tax, penalties for failure to pay tax, make reports or otherwise comply with the state use tax statutes, the promulgation of rules and regulations with respect to the state use tax, and the administration and enforcement of the state use tax statutes which are not inconsistent with the provisions of this Act when applied to the tax levied in Section 3, subsections 5 and 6, hereof, shall apply to the tax levied in the said Section 3, subsections

5 and 6. The state commissioner of revenue and the state department of revenue shall have and exercise all of the same powers, duties and obligations with respect to the taxes levied in Section 3 hereof that are imposed on the commissioner and the department, respectively, by the state sales tax statutes and the state use tax statutes. All provisions of the state sales tax statutes and the state use tax statutes that are made applicable in this Act to the taxes herein levied and to the administration of this Act are hereby incorporated herein by reference and made a part hereof as if fully set forth herein.

Section 9. The state department of revenue shall charge the Marion County board of education for collecting said special taxes herein levied by this Act, the cost of making such collections which charge shall not exceed five percent of the amount collected. Such charge may be deducted once each month from the special sales and use taxes collected before certifying the amount of special taxes due the Marion County board of education. The commissioner of revenue shall pay into the state treasury all taxes collected under this Act, as such taxes are received by the department of revenue; and on or before the tenth day of each successive month (commencing with the month following the month in which the department makes the first collection hereunder), the commissioner shall certify to the state comptroller the amount of taxes collected under the provisions of this Act and paid by him into the state treasury for the benefit of the Marion County board of education during the month immediately preceding the making of such certificate. Provided, however, that before certifying the amount of the taxes paid into the state treasury for the benefit of the Marion County board of education during each month, the commissioner may deduct from the taxes collected in said month the charges due the department for the collection of the taxes for the county. It shall be the duty of the comptroller to issue his warrant each month payable to the custodian of the public school funds of Marion County, in his official capacity, in an amount equal to the amount so certified by the commissioner of revenue as having been collected for the use of the Marion County board of education and paid into the state treasury. The county board of education of Marion County shall use all revenue arising from the taxes herein levied for public school purposes within Marion County, Alabama; provided, however, that none of the revenue herein derived can be used in the city school system for the City of Winfield, Alabama.

Section 10. The provisions of this Act shall not apply within the corporate limits of the City of Winfield, neither shall the electors residing within the corporate limits of said City of Winfield be allowed to vote in or otherwise participate in any election or elections provided for under the terms of this Act.

Section 11. All laws or parts of laws which conflict with this Act are repealed.

Section 12. The provisions of this Act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 13. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

PROOF OF PUBLICATION

STATE OF ALABAMA
COUNTY OF MARION

Before me, the undersigned authority in and for said County in said State, this day personally appeared W. D. Smith, Jr., who, being by me

first duly sworn, deposes and says that during the times herein mentioned he was Publisher of the Daily Northwest Alabamian, a newspaper of general circulation published in Marion County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 12, July 19, July 26, and August 2, all in the year 1967.

W. D. SMITH, JR.

Sworn to and subscribed before me August 7, 1967.

BRENDA S. HICKS,
Notary Public.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

The House Bills, the titles of which are set out in the foregoing Message from the House, were severally read one time and referred to appropriate Standing Committees, as follows:

H. B.'s 534, 857, 858 and 871. To the Committee on Local Legislation No. 1.

H. B. 659. To the Committee on Finance and Taxation

RESOLUTION

Messrs. Stone, Morrow and Pierce offered the following Senate Resolution, to-wit:

SENATE RESOLUTION

S. R. 87. BE IT RESOLVED by the Senate that it is in the public interest that the minutes of the meeting of the Senators Association of Alabama, held in the Senate Chamber at 10:00 o'clock A. M., on Tuesday, August 8, 1967, and which are appended to this Resolution, be printed in the Senate Journal of the Legislature of 1967.

MINUTES

The third quadrennial meeting of the Senators Association of Alabama was held in the Senate Chamber at Montgomery at 10:00 o'clock A. M., August 8, 1967, pursuant to call therefor issued by a special committee of the Senate consisting of Senators Morrow, Stone and Pierce.

The meeting was called to order by the President of the Association and the following agenda adopted:

AGENDA

Roll call of members other than members of Senate of 1965-69 but including members of the Senate of 1965-69 who were members of former Senates

Introduction of the members present

Presentation of an organizational resolution—discussion—action on same

Transaction of Association business:

(1) Consider resolution to appoint a committee to compile an accurate list of those now living and eligible to membership in the Association

(2) Consider appointing a committee on necrology to report, without eulogy, at the next quadrennial meeting of the Association on each member lost in the period since the then last quadrennial meeting

Other business

Adopt a resolution thanking the present Senate for affording the Association this opportunity to meet with it

Election of a President and Secretary for ensuing term

There followed a roll call of those eligible for membership in the Association by the Secretary of the Senate and an introduction, identification and a few remarks by those present. It was found that the following former members of the Senate were present, and the administration in which they first served are shown, viz.:

Brandon Administration (1923-27):
J. C. Inzer, Gadsden

Graves Administration (1935-39):
James A. Simpson, Birmingham
Judson Locke, Marion
Floyd Mooneyham, Montgomery
Vernon St. John, Opp

Dixon Administration (1939-43):
John H. Pinson, Sumter County

Sparks Administration (1943-47):
M. N. Dodson, Troy
Watkins Johnston, Montgomery
Silas Cater, Montgomery
Elvin McCary, Anniston
Gordon Madison, Tuscaloosa
George Taylor, Prattville

Folsom Administration (First) (1947-51):
Albert Boutwell, Birmingham
Rankin Fite, Hamilton
Fuller Kimbrell, Fayette
James Allen, Gadsden
James Coleman, Greene County
Vernon Summerlin, Luverne
John Gaither, Heflin
Robert Kendall, Evergreen

Persons Administration (1951-54):
Virgil Smith, Cherokee County
E. W. Skidmore, Tuscaloosa
E. O. Eddins, Demopolis
Werth Thaggard, Greenville

Folsom Administration (Second) (1954-58):
H. G. Allen, Cullman
E. L. Roberts, Gadsden
Ralph Jones, Monroeville
Sam Engelhardt, Macon County
Joe Davis, Lowndes County
Berry Cantrell, Tuscumbia
Walter Givhan, Safford
Roland Cooper, Camden
H. P. James, Perry County

Patterson Administration (1958-61):
Will Caffey, Mobile
Billy Laxson, Huntsville
Robert Berryman, Lawrence County
Bert Haltom, Florence
Yetta Samford, Opelika
Joe Graham, Chilton County
Doug Webb, Escambia County
W. C. Hines, Chambers County
Norman Crawford, Marion
Elwood Rutledge, Winston County

George Wallace Administration (1962-66):
L. D. Brannan, Foley
H. B. Taylor, Georgiana
Joe Smith, Phenix City
Jimmy McDow, Columbiana
John Tyson, Mobile
Albert Evans, Butler
Ed Reynolds, Notasulga
Ray Lolley, Enterprise
Charles Adams, Dothan
Emmett Oden, Russellville

Thereupon, a resolution establishing the organization on a permanent basis was unanimously adopted, viz.:

BE IT RESOLVED that the membership of the Senators Association of Alabama consist of each person who has at any time taken the oath of office to serve as a Senator of the State of Alabama, including the members of the Senate currently in office.

BE IT FURTHER RESOLVED that the officers of the Association consist of a President and Secretary to be elected at each regular meeting of the Association, and such committees as the President may from time to time be authorized to appoint.

BE IT FURTHER RESOLVED that meetings of the Association be held at such times and places as may be arranged and agreed upon between its President and the membership of the then current Senate of Alabama.

Thereupon, the following resolution was unanimously adopted, viz.:

BE IT RESOLVED that the President of the Association appoint a committee, consisting of one member of the Senate Secretariat, one

member of the active Senate and one other member of this Association, to compile a list of the names and addresses and years of service of those persons now living eligible to membership in the Association and to arrange for the maintenance and updating of such list.

Thereupon, the following resolution was unanimously adopted, viz.:

BE IT RESOLVED that a committee be appointed by the President to report, without eulogy, at the next quadrennial meeting of the Association on each member lost by death in the last quadrennium with brief information as to name, address, years of service in the Senate and other public services rendered.

Thereupon, the following resolution was unanimously adopted, viz.:

BE IT RESOLVED that this Association extends to the Senate of 1965-69 and its officers and the Secretariat thereof, its sincere thanks for this opportunity of meeting with the Senate and for its courteous and hospitable reception.

The Association then ordered that its greetings and good wishes be sent to its distinguished members L. H. (Handy) Ellis of Shelby and J. M. (Miller) Bonner of Wilcox, both unable to be present by reason of illness.

The Association then elected for the following quadrennium Honorable Robert Kendall of Conecuh, as President, and the Honorable James Allen of Gadsden, as Secretary, and the meeting adjourned and was followed by a luncheon at the Montgomery Country Club.

JAMES A. SIMPSON,
President of the Association.

On motion of Mr. Stone, the Rules were suspended and the Resolution was adopted by the Senate.

UNFINISHED BUSINESS

The Senate proceeded to consideration of the Unfinished Business for today, which was the Resolution:

S. R. 86. Setting special orders

Mr. Morrow offered the following amendment to the Resolution, S. R. 86, to-wit:

AMENDMENT TO S. R. 86

Amend S. R. 86 by adding after the words "Legislative Days only": the following

H. B. 714 on Page 75

S. B. 475 on Page 20

Mr. Turner moved that said amendment be laid on the table, which motion was lost.

Yeas 15; Nays 16.

Yeas:

Messrs.:	Clark	Givhan	McDermott
Adams	Cooper	Jackson	Oden
Branyon	Engel	Lolley	Stone
Carr	Folsom	McCarley	Turner

—15

Nays:

Messrs.:	Gilmore	Morrow	Radney
Albea	Harris	Nabors	Skidmore
Bailes	Hawkins	O'Bannon	Torbert
Childs	Leonard	Pierce	Vacca
Dominick			—16

The question was then on the amendment offered by Mr. Morrow to the Resolution, S. R. 86, and said amendment was then adopted.

Yeas 21; Nays 12.

Yeas:

Messrs.:	Dominick	Lolley	Radney
Adams	Folsom	Morrow	Skidmore
Albea	Gilmore	Nabors	Torbert
Bailes	Goodwyn	O'Bannon	Turner
Childs	Harris	Pierce	Vacca
Cooper	Hawkins		—21

Nays:

Messrs.:	Engel	Jackson	McDermott
Branyon	Giles	Leonard	Oden
Carr	Givhan	McCarley	Stone
Clark			—12

Mr. Morrow then moved that the Senate reconsider the vote by which it adopted his amendment to the Resolution, S. R. 86, and further moved that the motion to reconsider be laid on the table. The motion to table prevailed.

And on motion of Mr. Clark, the Resolution, S. R. 86, as thus amended, was then adopted by the Senate.

BILLS ON THIRD READING

The Bill:

H. 714. To provide for public highways, streets and bridges in any county having a population in excess of 600,000, according to the last or any succeeding federal census; and to that end to require that each such county provide the services of a County Engineer for its highway, street and bridge program and to make further provisions for the distribution among any such county and the municipalities therein of (1) those portions of the net proceeds from the State Gasoline Excise Tax that are allocated or apportioned to such county by Sections 3 and 4 of Act No. 224 adopted at the special session of the Legislature of Alabama that convened on March 2, 1967.

was taken up.

Mr. Morrow offered the following substitute for the Bill, H. B. 714, to-wit:

SUB. FOR H. B. 714

A BILL
TO BE ENTITLED
AN ACT

Relating to Counties having a population of 600,000 or more according to the last or any succeeding federal census; and to provide for the

allocation and distribution between and among said counties and the incorporated municipalities located therein of those portions of the net proceeds from the state gasoline excise tax that are allocated or apportioned to such counties and municipalities therein by sections 3, 4 and 5 of Act No. 224 adopted at the special session of the legislature of Alabama approved May 10, 1967; to repeal all laws or parts of laws in conflict herewith and to fix the effective date of this act.

Be It Enacted by the Legislature of Alabama:

Section 1. Definitions and Use of Phrases. The following words and phrases, wherever used in this Act, shall have the respective meanings hereinafter ascribed to them.

"The county" means any county that at the time is subject to the provisions of this Act.

"Federal census" means any decennial census and any special census made by or under the direction of the Bureau of the Census of the United States Department of Commerce, or by any other bureau or agency of the United States that may succeed to the functions of the said Bureau of the Census.

"Highway gasoline tax" means (a) the excise tax levied under Section 647 of Title 51 of the Code of Alabama of 1940, as amended, exclusive of those portions of the said tax in respect of aviation fuel and marine gasoline, as those terms are used in the said Section 647, and (b) the excise tax levied by Act No. 674 adopted at the 1961 Regular Session of the Legislature, as amended, exclusive of that portion of the said tax in respect of diesel fuel.

"Highway gasoline tax distribution act" means Act No. 224 adopted at the Special Session of the Legislature of Alabama approved May 10, 1967.

"Municipality" means a municipal corporation incorporated under the laws of the State.

"The State" means the State of Alabama.

Section 2. Application of Act; Legislative Intent. This Act shall apply to each county in the State that has a population of 600,000 or more, according to the last or any subsequent federal census. It is the intention of the Legislature by the passage of this Act to provide for public highways, streets and bridges in each county in the State that may at any time be subject to the provisions of this Act, and to provide for the distribution in the manner hereinafter specified of the tax proceeds allocated or payable to such county and the municipalities therein pursuant to the provisions of the highway gasoline tax distribution act.

Section 3. Distribution of Those Portions of the Proceeds from the Highway Gasoline Tax Allocated to Each County and the Municipalities therein Subject to this Act. The term "the total amount" as used in this Section 3 means the total of all amounts allocated or apportioned pursuant to either of Sections 3, 4 and 5 of the Highway Gasoline Tax Distribution Act, to any county or municipalities therein subject to the provisions of this Act. The total amount shall be distributed as follows:

(a) First, thirteen percent (13%) of the total amount shall be paid to the county;

(b) Second, after the payment provided for in (a) above, there shall be divided among and distributed to the county and the municipalities therein on the basis of the ratio of the population of the county and the

various municipalities to the total county population, according to the most recent federal census, an amount which shall be equal to the difference between the total amount and the amount paid to the county under (a) above, unless the total amount exceeds $6,000,000.00; and if the total amount exceeds $6,000,000.00, the amount to be divided between the county and the municipalities under this provision (b) shall be an amount equal to the difference between $6,000,000.00 and the amount paid to the county under (a), above;

(c) Third, if the total amount exceeds $6,000,000.00, then after the payments provided for in (a) and (b) above, the first $500,000.00 of the total amount in excess of $6,000,000.00 shall be paid to the county; and

(d) Fourth, if the total amount exceeds $6,500,000.00, then after the payments provided for in (a), (b) and (c) above, that part of the total amount in excess of $6,500,000.00 shall be divided among and distributed to the county and the municipalities therein on the basis of the ratio of the population of the county and the various municipalities to the total county population, according to the most recent federal census.

The distribution provided for in this section shall be made in lieu of the distribution in the county that is provided for in Section 5 of the highway gasoline tax distribution act. The State Treasurer shall make the allocation to the counties subject to this Act and pay over such funds so allocated to such counties to the Probate Judge or other official in such county charged with the responsibility of collecting excise and license taxes in such county and said county official shall then promptly allocate and distribute all funds so allocated and received between the county and the municipalities therein on the basis as herein provided.

Section 4. Distribution to Municipalities Incorporated after September 30, 1967, in Each County Subject to this Act. Any municipality incorporated after September 30, 1967, shall not participate in the distribution provided for in this act until the fiscal year next succeeding the fiscal year during which it is incorporated; and each such municipality shall for the purpose of any computation under this act be deemed throughout the fiscal year during which it is incorporated to constitute unincorporated territory in the county. The population of any municipality incorporated subsequent to the taking of the then next preceding federal census shall be deemed, until the effective date of the then next succeeding federal census, to be the population shown by the census for that municipality taken pursuant to the requirements of Section 13 of Title 37 of the Code of Alabama of 1940.

Section 5. Effective Date of Census. For the purposes of this Act, each federal census shall be deemed to be effective on the first day of October next following the publication of the results of any such census or, if no such publication is made, then on the first day of October next following the official report of such census.

Section 6. Use of Tax Proceeds Distributed Under This Act. All tax proceeds paid to the county pursuant to the provisions of this Act shall be used by the county only for the construction, reconstruction, maintenance, widening, alteration and improvement of public roads and bridges, as is now or may hereafter be provided by law, including payment of the principal of and interest on any securities at any time issued by the county pursuant to law for payment of which all or any of the proceeds from the highway gasoline tax were or may be lawfully pledged, and such use may also be for the purpose and subject to the provisions contained in Act No. 838 adopted at the 1953 Regular Session of the Legislature; provided, that no part of the said tax proceeds shall be expended contrary to the provisions of the Constitution of the State.

All tax proceeds paid to any municipality pursuant to the provisions of this Act shall be used by such municipality only for the construction, reconstruction, maintenance, widening, alteration and improvement of public roads, bridges, streets, and other public ways, including payment of the principal of and interest on any securities at any time issued by the municipality pursuant to law for the payment of which any part of the said proceeds were or may be lawfully pledged; provided, that no part of the said tax proceeds shall be expended contrary to the provisions of the Constitution of the State.

Section 7. The county shall perform no work on any street, road or avenue in any municipality located within the county unless such municipality shall pay or reimburse the County for the full cost of any such work so performed, including a reasonable charge for all materials, labor and engineering incident thereto.

Section 8. Repeal of Conflicting Laws. All laws or parts of laws in conflict with this Act, are to the extent of such conflict hereby expressly repealed.

Section 9. Severability Clause. In the event any section, sentence, clause or portion of this Act should be declared invalid by any court of competent jurisdiction, such invalidity shall not affect the validity of any of the remaining sections, sentences, clauses or portions of this Act which shall continue effective.

Section 10. Effective Date of this Act. This Act shall become effective on October 1, 1967.

Which was adopted.

Yeas 28; Nays 0.

Yeas:

Messrs.:	Dominick	Jackson	O'Bannon
Albea	Engel	Leonard	Pierce
Bailes	Folsom	Lolley	Radney
Branyon	Gilmore	McCarley	Skidmore
Carr	Givhan	McDermott	Stone
Childs	Harris	Morrow	Turner
Clark	Hawkins	Nabors	Vacca
Cooper			

—28

Nays: —0

Mr. Turner moved that further consideration of the Bill, H. B. 714, as amended by the substitute, be postponed until the next Legislative day. Mr. Morrow moved that the motion to postpone be laid on the table, which motion was lost.

Yeas 15; Nays 16.

Yeas:

Messrs.:	Dominick	Morrow	Radney
Albea	Gilmore	Nabors	Skidmore
Bailes	Harris	O'Bannon	Torbert
Childs	Hawkins	Pierce	Vacca

—15

Nays:

Messrs.:	Engel	Goodwyn	McDermott
Adams	Folsom	Jackson	Oden
Branyon	Giles	Lolley	Stone
Clark	Givhan	McCarley	Turner
Cooper			

—16

The question then recurred on the motion of Mr. Turner that further consideration of the Bill, H. B. 714, as amended by the substitute, be postponed until the next Legislative Day.

MESSAGE FROM THE HOUSE

Mr. President:

The Speaker of the House having signed the following House Bills, your signature thereto is requested.

H. 541. To create a board of trustees to manage and control Livingston State College; to prescribe the powers, duties, authority, and compensation of the board; to provide for the appointment and prescribe the term of office of members thereof; to divest the state department of education of all jurisdiction, power and authority with respect to the supervision, management and control of said college; and to provide for the transfer from said state department of education to the board of trustees of Livingston State College of all supplies, funds, books, documents, records and other property or effects of such college.

Also:

H. 220. To create a board of trustees to manage and control Jacksonville State University; to prescribe the powers, duties, authority, and compensation of the board; to provide for the appointment and prescribe the term of office of members thereof; to divest the state department of education of all jurisdiction, power and authority with respect to the supervision, management and control of said university; and to provide for the transfer from said state department of education to the board of trustees of Jacksonville State University of all supplies, funds, books, documents, records and other property or effects of such university.

Also:

H. 503. To create a board of trustees to manage and control Troy State College; to prescribe the powers, duties, authority, and compensation of the board; to provide for the appointment and prescribe the term of office of members thereof; to divest the state department of education of all jurisdiction, power and authority with respect to the supervision, management and control of said college; and to provide for the transfer from said state department of education to the board of trustees of Troy State College of all supplies, funds, books, documents, records and other property or effects of such college.

Also:

H. 564. To amend Code of Alabama Title 51, Section 21, relating to the subjects of taxation in this State.

JOHN W. PEMBERTON,
Clerk.

SIGNING OF BILLS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the foregoing bills; the titles of which are set out in the foregoing message from the House.

FURTHER CONSIDERATION OF H. B. 714

The Senate proceeded to further consideration of the Bill, H. B. 714, as amended by the substitute. The question was on the motion of Mr. Turner that further consideration of the Bill, H. B. 714, as amended, be postponed until the next Legislative day.

MOTION TO ADJOURN LOST

At 6:10 P. M., Mr. Vacca moved that the Senate do now adjourn until Thursday, August 17, 1967, at 3 o'clock P. M., which motion was lost.

MESSAGE FROM THE HOUSE

Mr. President:

The House has amended as therein shown and as amended has passed the following Senate bill and returns same herewith to the Senate:

S. 410. Relating to counties having a population of not less than 65,000 nor more than 95,000 inhabitants, according to the last or any subsequent federal decennial census; prohibiting the sale of alcoholic beverages in certain places in such counties; prohibiting consumption of alcoholic beverages in certain places in such counties; levying a license tax on the sale or distribution of alcoholic beverages within the county in addition to all other taxes and licenses now imposed by law; creating a "Board of Control"; authorizing the Probate Judge to provide rules and regulations and administrative machinery for the enforcement and collection of the license tax levied under this Act; prescribing penalties for violation of the Act; and providing that the Act shall not be construed as authorizing or legalizing the sale of alcoholic beverages at any other places in such county in which a majority of the qualified electors of the county voting at a referendum held for that purpose have voted that the county shall be a dry county.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

On motion of Mr. Leonard, the Senate concurred in and adopted the following House amendment to the Bill, S. B. 410, the title of which is set out in the foregoing Message from the House, to-wit:

SUBSTITUTE TO S. B. 410

A BILL
TO BE ENTITLED
AN ACT

Relating to counties having a population of not less than 65,000 nor more than 95,000 inhabitants, according to the last or any subsequent federal decennial census; prohibiting the sale of alcoholic beverages in certain places in such counties; prohibiting consumption of alcoholic beverages in certain places in such counties; levying a license tax on the sale or distribution of alcoholic beverages within the county in addition to all other taxes and licenses now imposed by law; creating a "Board of Control"; authorizing the Probate Judge to provide rules and regulations and administrative machinery for the enforcement and collection of the license tax levied under this Act; prescribing penalties for violation of the Act; and providing that the Act shall not be con-

strued as authorizing or legalizing the sale of alcoholic beverages at any other places in such county in which a majority of the qualified electors of the county voting at a referendum held for that purpose have voted that the county shall be a dry county.

Be It Enacted by the Legislature of Alabama:

Section 1. This Act shall apply only in counties having a population of not less than 65,000 nor more than 95,000 inhabitants, according to the last or any subsequent federal decennial census.

Section 2. The term "private clubs" as used in this Act shall mean bona fide private non-profit organizations incorporated under the provisions of the Alabama Non-Profit Corporation Act of 1955 or under the provisions of Article 5, Title 10, Code of Alabama, 1940.

Section 3. It shall be unlawful for any person, firm, or corporation to sell or offer for sale any spirituous, vinous, or malt or brewed beverages in any county in which this Act applies except within the corporate limits of incorporated municipalities in said counties having a population of not less than 600 inhabitants according to the last or any subsequent federal decennial census.

Section 4. It shall be unlawful for any person, firm or corporation to sell or offer for sale any malt or brewed beverages in any establishment located within one mile of the boundary of the campus or grounds of any state owned college.

Section 5. It shall be unlawful to locate any state liquor store within one mile of the boundary of the campus or grounds of any state owned college.

Section 6. It shall be unlawful for any spirituous or vinous liquors to be sold other than in a State Liquor Store or private club licensed within the county.

Section 7. It shall be unlawful for any malt or brewed beverages to be sold for consumption on the premises where sold except in private clubs licensed within the county.

Section 8. It shall be unlawful for any malt or brewed beverages to be sold except in package form within the city limits of incorporated areas with a population of 600 or more persons.

Section 9. In addition to all other taxes and licenses now imposed by law, there is hereby levied a privilege or license tax on all persons, firms, and corporations, selling, distributing, or delivering to retailers within counties governed by this Act any malt or brewed beverage (including beer, lager beer, ale, porter, or similar fermented malt liquors containing one-half of one percent or more of alcohol by volume) which tax shall be in an amount equal to three cents ($.03) on each twelve (12) fluid ounces or fractional part thereof sold or distributed within the county.

Section 10. In addition to all other taxes and licenses now imposed by law, there is hereby levied a license tax of ten cents ($.10) on each minature and twenty-five cents ($.25) on each half pint of spirituous liquor sold or distributed by private clubs licensed within the county.

Section 11. The tax levied by this Act shall be paid to the probate judge of the county who shall distribute two cents ($.02) of the proceeds from such license tax to the county board of education. The county board of education shall divide the funds with the city boards of education within the county pro-rata in the same manner as the public school funds from the State are apportioned in said county under the Minimum

Program Fund Law. The probate judge shall distribute one cent ($.01) of such license tax to the general fund of the county. All other license taxes levied by this Act shall be distributed to the general fund of the county.

Section 12. There is hereby created a "Board of Control" to consist of three (3) members who shall possess the qualifications of voters within the county and who shall be appointed by the Governor with the unanimous approval of the legislative delegation of the county. The term of office of such members shall coincide with that of the Governor. The "Board of Control" shall have complete power to veto the issuance of or order the revocation of licenses, both retail and wholesale, of all persons, firms, and corporations, including private clubs, selling, distributing or delivering any malt or brewed beverages within the county. The board shall have authority to adopt all rules and regulations necessary for the proper administration of this Act relative to qualification of licensees hereunder. But no person shall be issued a wholesale or retail license to sell or distribute malt or brewed beverages within the county unless he shall have been a bona fide resident of the county for at least five years before the issuance of such license. Members of such "Board of Control" shall be paid fifty dollars ($50.00) per month allowance for expenses from the general fund of the county.

Section 13. The probate judge of the county may provide rules and regulations and administrative machinery for the enforcement and collection of the privilege or license tax authorized by this Act. Each municipality within the county shall provide aid and assistance in enforcing the tax herein authorized within its territory.

Section 14. Any person, firm, or corporation who violates any provision of this Act or the rules and regulations as may be provided by the tax collector of the county shall be guilty of a misdemeanor and upon conviction shall be punished as prescribed by law. Each month such violation continues shall constitute a separate offense.

Section 15. The Act shall not be construed as authorizing or legalizing the sale and distribution of alcoholic beverages in any county in which a majority of the qualified electors of the county, voting at a referendum held under the provisions of Section 68, Title 29, Code of Alabama 1940, have voted that the county shall be a dry county.

Section 16. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Lolley	Pelham	
Adams	Folsom	McCarley	Pierce	
Albea	Giles	McDermott	Radney	
Bailes	Gilmore	Morrow	Skidmore	
Branyon	Givhan	Nabors	Stone	
Carr	Goodwyn	Oden	Torbert	
Childs	Leonard			—25

Nays: —0

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House Bills and ordered same sent forthwith to the Senate without engrossment:

By Messrs. Merrill, Lybrand and Burgess:

H. 873. To apply only in counties having populations of not less than 76,000 nor more than 96,000 according to the most recent federal decennial census, authorizing municipal corporations to make valid conveyances of certain surplus property.

Also:

By Messrs. Beck and Meade:

H. 876. To apply only in counties having populations of not less than 40,000 nor more than 45,000; providing an expense allowance for judges of the county court in such counties.

Also:

By Messrs. Culver and Bank:

H. 877. To apply only in counties having populations of not less than 100,000 nor more than 115,000 according to the most recent federal decennial census; making provisions for recording change of ownership of motor vehicles, and prescribing penalties.

Also:

By Messrs. Berryman (W) and Graham:

H. 878. To apply only in counties having populations of not less than 21,900 nor more than 22,300, fixing the compensation of members of the jury commission.

Also:

By Mr. Williams:

H. 879. To apply only in counties having populations of not less than 36,600 nor more than 37,600; providing expense allowances for coroners of all such counties.

Also:

By Mr. Haygood:

H. 889. To regulate the compensation, fees and commissions of the judge of probate in all counties having populations of not less than 61,000 nor more than 65,000, providing for payment into the general fund of each such county of a portion of the commissions accruing to the judge of probate for remittance of money collected on the issuance and sale of motor vehicle licenses.

Also:

By Messrs. Hill and Haygood:

H. 890. Relating to the City of Florence, Alabama; providing for the planning, design, location, financing, acquisition of property for, construction, alteration, enlargement, use, maintenance, operation, and fostering of off-street automobile parking facilities in such city.

With notice and proof thereto attached and herewith exhibited as follows:

LEGAL NOTICE

A BILL
TO BE ENTITLED
AN ACT

Relating to the City of Florence, Alabama; providing for the planning, design, location, financing, acquisition of property for, construction, alteration, enlargement, use, maintenance, operation, and fostering of off-street automobile parking facilities in such city.

Be It Enacted by the Legislature of Alabama:

Section 1. It is hereby determined and declared that in the City of Florence, Alabama, the free circulation of traffic of all kinds through the streets of said municipality is necessary to the health, safety and general welfare of the public; that in recent years the greatly increased use by the public of motor vehicles of all kinds has caused serious traffic congestion in streets of said municipality; that the parking of motor vehicles in the streets has contributed to this congestion; that such congestion prevents the free flow of traffic in, through and from such municipality, impedes the rapid and effective fighting of fires and disposition of police force, threatens irreparable loss in the values of urban property within said city which can no longer be readily reached by vehicular traffic and endangers the health, safety and welfare of the general public; that this traffic congestion is not capable of being adequately abated except by provisions of sufficient off-street parking facilities; that adequate off-street parking facilities have not been provided and parking spaces now existing must be forthwith supplemented by off-street parking facilities provided by public undertaking; and that the enactment of the provisions of this Act is hereby declared to be a public necessity. This Act shall apply only to such city.

Section 2. The council or other governing body of the City of Florence, Alabama, is hereby authorized and empowered to acquire, receive, take and hold, whether by purchase, gift, lease, devise, or otherwise, property of every description, whether real, personal or mixed, and to manage said property and to develop any undeveloped property owned, leased or controlled by such city for the purposes hereinafter set out; to execute such contracts and other instruments and to take such other action as may be necessary and convenient to carry out the provisions of this Act or to exercise the power granted hereunder; to plan, establish, acquire, construct, enlarge, improve, maintain, equip, operate, regulate and protect parking facilities; to lease or let such facilities or any one or more of them or any part thereof for any use or uses to such tenant or tenants for such term, or terms, at such compensation or rental as the council or other governing body may from time to time direct; to issue interest bearing revenue bonds payable from the limited sources hereinafter referred to; to pledge for payment of such bonds any revenues or funds from which such bonds are made payable; to make and enter into contracts, leases and agreements incidental to or necessary for the accomplishment of any purpose or purposes authorized by this Act; to make and enforce rules and regulations governing the use of any parking facilities owned or controlled by said city; to cooperate with the State; any county, city, town, public corporation, agency, department, or political subdivision of the State, and to make such contracts with them or any of them as the council or other governing body may deem advisable to accomplish the purposes of this Act; to receive and accept grants for or in aid of the construction, extension, improvement, maintenance or operation of any parking facility from the United States of America or any agency thereof, from the state, any department or agency thereof and any political subdivision thereof and to receive and accept money, property,

labor or other things of value from any source whatsoever; and to do any and all things necessary or convenient for the exercise of any power herein granted.

Section 3. The council or other governing body of the City of Florence, Alabama is hereby specifically authorized to lease any said parking facilities constructed under the provisions of this Act; provided, however, that prior to leasing any such parking facility the council or other governing body must determine and find the following: the amount necessary in each year to pay the principal of and the interest on the bonds proposed to be issued to finance such project; the amount necessary to be paid each year into any reserve fund which the council or other governing body may deem it advisable to establish in connection with the retirement of said bonds and the maintenance of said parking facility or facilities; and, unless the terms under which the project is to be leased, provided that the lessee shall maintain the project and carry all proper insurance (including liability insurance) with respect thereto, the estimated cost of maintaining the parking facility in good repair and keeping it properly insured. The lease agreement shall provide for the payment of rentals based on such findings and determinations as are sufficient (a) to pay the principal of and interest on the bonds issued to finance the parking facility, (b) to build up and maintain any reserve deemed by the council or other governing body to be advisable in connection therewith, (c) unless the agreement of lease obligates the lessee to pay for the maintenance and proper insurance (including liability insurance) of the parking facility, to pay the cost of maintaining the parking facility in good repair and keeping it properly insured. The lease agreement may, at the discretion of the council or other governing body, contain provisions prescribing minimum operating hours, maximum charges to be collected by the operator, and other terms to be observed by the lessee.

Section 4. The principal of and interest on any bonds issued under this Act shall be secured by a pledge of the revenues out of which such bonds may be made payable and may be secured by a mortgage covering all or any part of any project or projects from which the revenues so pledged may be derived, and may be secured by a pledge of the lease of such project. The proceedings under which such bonds are authorized to be issued or any such mortgage may contain any agreements and provisions customarily contained in instruments securing bonds, including, without limiting the generality of the foregoing, provisions respecting the fixing and collection of rents for any project covered by such proceedings or mortgage, the terms to be included in the lease of such project, the maintenance and issuance of such project, the creation and maintenance of special funds from the revenues from such project, and the rights and remedies available in event of default of the bond holders or to the trustee under a mortgage, all as the governing body shall deem advisable and as shall not be in conflict with the provisions of this Act; provided, however, that in making any such agreements or provisions, the municipality shall not have the power to obligate itself except with respect to the project and the application of the revenues therefrom and shall not have the power to incur a pecuniary liability or a charge upon its general credit or against its taxing powers. The proceedings authorizing any bonds hereunder and any mortgage securing such bonds may provide that, in the event of default in payment of the principal of or the interest on such bonds or in the performance of any agreement contained in such proceedings or mortgage, such payment and performance may be enforced by mandamus or by the appointment of a receiver in equity with power to charge and collect rents and to apply the revenues from the project in accordance with such proceedings or the provisions of such mortgage. Any such mortgage may provide also that, in the event of default in such payment or the violation of any agreement contained in

the mortgage, the mortgage may be foreclosed either by sale at public outcry or by proceedings in equity, and may provide that any trustee under such mortgage or the holder of any of the bonds secured thereby may become the purchaser at any foreclosure sale if the highest bidder thereof. No breach of any such agreement shall impose any pecuniary liability upon the municipality or any charge under its general credit or against its taxing powers.

Section 5. Any bonds issued hereunder and at any time outstanding may at any time and from time to time be refunded by such city by the issuance of its refunding bonds in such amount as the governing body may deem necessary but not exceeding any amount sufficient to refund the principal of the bonds so to be refunded, together with any unpaid interest thereon and any premium and commissions necessary to be paid in connection therewith. Any such refunding may be effected whether the bonds to be refunded shall have then matured or shall thereafter mature, either by sale of the refunding bonds and the application of the proceeds thereof for the payment of the bonds to be refunded thereby, or by exchange of the refunding bonds for the bonds to be refunded thereby, provided, that the holders of any bonds so to be refunded shall not be compelled without their consent to surrender their bonds for payment or exchange prior to the date on which they are payable, or if they are called for redemption, prior to the date on which they are by their terms subject to redemption. Any refunding bonds issued under the authority of this Act shall be payable solely from the revenues out of which the bonds to be refunded thereby were payable, and shall be subject to the provisions contained in Section 4 of this Act, and may be secured in accordance with the provisions of Section 3 of this Act.

Section 6. The proceeds from the sale of any bonds issued under authority of this act shall be applied only for the purpose for which the bonds were issued; provided, however, that any accrued interest and premium received in any such sale shall be applied to the payment of the principal of or the interest on the bonds sold; and provided, further, that if for any reason any portion of such proceeds shall not be needed for the purpose for which the bonds were issued, then such unneeded portion of said proceeds shall be applied to the payment of the principal of or the interest on said bonds. The cost of acquiring any project shall be deemed to include the following: the actual cost of the construction of any part of a project which may be constructed, including architect's and engineer's fees; the purchase price of any part of a project that may be acquired by purchase; all expenses in connection with the authorization, sale and issuance of the bonds to finance such acquisition; and the interest on such bonds for a reasonable time prior to construction, during construction, and for not exceeding six months after completion of constructions.

Section 7. The city subject to the provisions of this Act may pay out of its general funds or otherwise contribute any part of the costs of acquiring a project, and may use land already owned by the municipality, or in which the municipality has an equity, for construction thereof of a project; and the municipality may accept donations of property to be used as a part of any project and money to be used for defraying any part of the cost of any project; provided, however, that where revenue bonds are issued, or to be issued, such city shall make no contribution of money or property which would cause such bonds to be debts within the meanings of Section 225 of the Constitution of the State of Alabama or bonds within the meaning of Section 222 of the Constitution of the State of Alabama.

Section 8. Bonds issued under the provisions of this Act shall be legal investments for banks and insurance companies and savings banks

organized under the laws of this state, executors, administrators, trustees and other fiduciaries.

Section 9. The bonds authorized by this Act and the income therefrom, all mortgages executed as security therefor, all lease agreements made pursuant to the provisions hereof, and all projects and the revenues derived from any lease thereof shall be exempt from all taxation in the State of Alabama.

Section 10. Neither this Act nor anything herein contained shall be construed as a restriction or limitation upon any powers which the municipality might otherwise have under any laws of this state, but sshall be construed as cumulative; and this Act shall not be construed as requiring an election by the voters of the municipality prior to the issuance of bonds hereunder by such municipality unless required by the Constitution of the State of Alabama.

Section 11. If any section, provision, or clause of this Act shall be declared invalid, or unconstitutional, such declaration shall not affect the part or parts which remain.

Section 12. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

PROOF OF PUBLICATION

STATE OF ALABAMA
COUNTY OF LAUDERDALE

Before me, the undersigned authority in and for said County in said State, this day personally appeared Richard N. Hammell, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Publisher of the Times-Tri-Cities Daily, a newspaper of general circulation published in Lauderdale County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 15, July 22, July 29, and August 5, all in the year 1967.

RICHARD N. HAMMELL.

Sworn to and subscribed before me August 7, 1967.

BILLY M. GARNER,
Notary Public, State at Large.

My Commission Expires April 26, 1971.

Also:

By Messrs. Pennington, McLain, Snodgrass, Laxson and Jones:

H. 891. To amend Sections 7 and 16 of Act No. 780, which act applies only in counties having populations of not less than 110,000 nor more than 165,000 according to the most recent federal decennial census, enacted at the 1961 Regular Session of the Legislature of Alabama so as to broaden the power of Airport Authorities organized thereunder to sell and convey their properties and so as to provide that any deeds or other documents whereby properties are conveyed to any such Airport Authority, any indentures executed by any such Authority and any leases made by any such Authority may be filed for record in the office of the Judge of Probate of the county that authorized the incorporation of such Authority, without the payment of any tax or fees other than such fees as are prescribed by law for the recording of such instruments.

Also:

By Messrs. Snodgrass, Laxson, McLain, Jones and Pennington:

H. 892. To amend Act No. 23, H. 109, Special Session 1964, an act applying only in counties having populations of not less than 110,000 nor more than 160,000 according to the most recent federal decennial census; fixing and providing for the payment of compensation of the members and chairman of the county governing body. (Acts, First and Second Special Sessions 1964, p. 44).

Also:

By Messrs. Snodgrass, Pennington, McLain, Laxson and Jones:

H. 893. To apply only in counties having populations of not less than 170,000 nor more than 300,000 according to the then next preceding federal census; authorizing the court of county commissioners, board of revenue or other like county governing body to appropriate public funds of the county for payment of certain equitable and just claims for which the county is not legally liable.

Also:

By Messrs. Laxson, Pennington, Jones, Snodgrass and McLain:

H. 895. To further regulate the liquor traffic in the municipality of Madison in Madison County, making further provisions for issuance of liquor licenses, and repealing conflicting laws.

With notice and proof thereto attached and herewith exhibited as follows:

LEGAL NOTICE

STATE OF ALABAMA
COUNTY OF MADISON

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

To further regulate the liquor traffic in the municipality of Madison in Madison County, making further provisions for issuance of liquor licenses, and repealing conflicting laws.

Be It Enacted by the Legislature of Alabama:

Section 1. The Alabama alcoholic beverage control board, with the approval of the town council or commission of the municipality of Madison in Madison County, may issue a liquor license to any hotel establishment located within the corporate limits of such municipality, as provided in Code of Alabama Title 29, Chapter 1, provided such hotel is situated within 500 feet of the right of way of Alabama Highway 20 and has no less than 50 rooms for guests under one roof; and when so licensed, the sale, possession, and consumption of alcoholic beverages at such a hotel shall be lawful, the provisions of any other law to the contrary notwithstanding.

Section 2. The provisions of Act No. 402, H. 972, Regular Session 1963, as amended, or of any other law, general, special, or local, in conflict with this Act are hereby repealed.

Section 3. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

PROOF OF PUBLICATION

STATE OF ALABAMA
COUNTY OF MADISON

Before me, the undersigned authority in and for said County in said State, this day personally appeared John Wright, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was General Manager of the Huntsville News, a newspaper of general circulation published in Madison County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 22, July 28, Aug. 2, and Aug. 7, all in the year 1967.

JOHN WRIGHT.

Sworn to and subscribed before me 7th Aug., 1967.

RUTH C. HIGDON,
Notary Public.

My Commission expires 1/7/68.

Also:

By Messrs. Bassett and Hardin:

H. 904. To apply only in counties having populations of not less than 25,800 nor more than 26,500; authorizing the boards of education of all such counties to purchase sites for, construct, erect and equip and operate technical and special schools within city school systems.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

The House Bills, the titles of which are set out in the foregoing Message from the House, were severally read one time and referred to appropriate Standing Committee, as follows:

H. B.'s 873, 876, 877, 878, 879, 889, 890, 891, 892, 893, 895 and 904. To the Committee on Local Legislation No. 1.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House Bills and ordered same sent forthwith to the Senate without engrossment:

By Messrs. Meade and Beck:

H. 909. To apply only in counties having populations of not less than 16,150 nor more than 17,350; providing expense allowances for tax collectors of such counties.

Also:

By Messrs. Meade and Beck:

H. 910. To apply only in counties having populations of not less than 16,150 nor more than 17,350; providing expense allowances for tax assessors of such counties.

Also:

By Messrs. Adwell, Jackson (T), Meeks, Waggoner, Holman, Kilgore, Bowers, Gloor, Money, Ellis, Yeilding, Dill, Crane and Sessions:

H. 880. Proposing amendment of Amendment CCXXXVIII to the Constitution of Alabama of 1901 relating to the establishment, maintenance and operation of a Civic Center in any county of the State having a population of 500,000 or more, according to the last or any subsequent Federal census.

Also:

By Messrs. Jackson (T), Meeks, Waggoner, Holman, Bowers, Kilgore, Gloor, Adwell, Money, Ellis, Yeilding, Crane, Dill and Sessions:

H. 881. Relating to the Tenth Judicial Circuit; providing for the appointment, duties and compensation of one additional Deputy District Attorney in such circuit, and to provide that the compensation of such Deputy District Attorney shall be paid out of the general fund of Jefferson County.

With notice and proof thereto attached and herewith exhibited as follows:

LEGAL NOTICE

Notice is hereby given that at the next session of the Legislature of Alabama, whether that session be special or regular session, application will be made to the Legislature for adoption of an Act which will contain the terms set forth in the following bill:

Notice is hereby given that a bill subtantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

Relating to the Tenth Judicial Circuit; providing for the appointment, duties and compensation of one additional Deputy District Attorney in such circuit.

Be It Enacted by the Legislature of Alabama:

Section 1. The District Attorney of the Tenth Judicial Circuit is hereby empowered to appoint one additional Deputy District Attorney in addition to the Deputy District Attorney authorized in Title 13, Section 125 (36) Code of Alabama, 1940, as amended, to prosecute cases in the Criminal Court of Jefferson County, Alabama, who shall serve at the pleasure of said District Attorney of the Tenth Judicial Circuit. When the said additional Deputy District Attorney hereby authorized to be appointed is not engaged in the trial of cases in that court, he shall perform such other duties in the Office of the District Attorney, before the Grand Jury or in the Circuit Court of the Tenth Judicial Circuit, as the District Attorney may direct.

Section 2. The compensation of said additional Deputy District Attorney shall be nine thousaid dollars ($9,000.00) per annum, payable in equal monthly installments, out of the general fund of the county, as other salaries are paid.

Section 3. The provisions of this Act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 4. All laws or parts of laws which conflict with this Act are repealed.

Section 5. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

AFFIDAVIT OF PUBLICATION

STATE OF ALABAMA
COUNTY OF JEFFERSON

Before me, the undersigned authority in and for said County, in said State, personally appeared Eleanor O. Abercrombie who, being by me first duly sworn, deposes and says that she is the Publisher of Alabama Legal Advertiser, a weekly newspaper of general circulation published in Jefferson County, Alabama, which was established in 1918 under the name of Southern Labor Review which said name was changed to Alabama Legal Advertiser on the 5th day of December, 1959, and which has been published consecutively weekly since said date. And that there was published in said newspaper in the issues of January 28, February 4, 11, 18, 1967, a legal notice, a copy of which is hereto attached.

ELEANOR O. ABERCROMBIE,
Publisher.

Sworn and subscribed to on this the 20th day of February, 1967.

KAREN W. ABERCROMBIE,
Notary Public.

Also:

By Messrs. Jackson (T), Dill, Sessions, Holman, Crane, Waggoner, Meeks, Adwell, Yeilding, Weeks, Cook (Jefferson) and Bowers:

H. 882. To amend Act No. 497 of the Regular Session of the Legislature of Alabama of 1965, approved August 20, 1965 (Ala. Acts, Regular Session 1965, pages 717, et seq.), which act established a retirement system for officers and employees of Jefferson County, Alabama.

With notice and proof thereto attached and herewith exhibited as follows:

LEGAL NOTICE

Notice is hereby given that at the regular session of the Legislature of Alabama for 1967, application will be made to the Legislature for adoption of an Act which will contain the terms set forth in the following bill:

A BILL
TO BE ENTITLED
AN ACT

To amend Act No. 497 of the Regular Session of the Legislature of Alabama of 1965, approved August 20, 1965 (Alabama Acts, Regular Session 1965, pages 717, et seq.).

Be It Enacted by the Legislature of Alabama:

Section 1. Section 8 of Act No. 497 of the Regular Session of the Legislature of Alabama, of 1965, approved August 20, 1965, (Ala. Acts, Regular Session 1965, pages 717, et seq.) is hereby amended so as to read as follows:

"Section 8. Investment of Funds. The funds of the system not currently needed shall be invested in bonds, notes, warrants and other evidences of indebtedness which are direct obligations of the United States of America or in securities issued by agencies of the government of the United States of America, or in general obligation bonds of the State of Alabama, or any county or incorporated city or town of the State of Alabama, or in the shares or certificates or savings accounts of savings and loan associations, which associations qualify for insurance by and are insured in the Federal Savings and Loan Insurance Corporation, or in bonds or debentures, preferred stocks or common stocks of corporations organized under the laws of the United States or any state thereof, or in certificates of deposits or bonds of banks organized under Federal laws or under the laws of the State of Alabama; provided however, that not more than the maximum amount insured by the Federal Savings and Loan Insurance Corporation shall be invested in any one savings and loan association; and provided further that no funds shall be invested in bonds of corporations unless the issue of such bonds is rated "A" or better by Moody's Investors Service, Inc., or some other nationally recognized bond rating service; and provided, that no funds shall be invested in preferred stocks or common stocks of such corporations unless such preferred or common stocks are listed upon an Exchange subject to the jurisdiction of the Securities and Exchange Commission and provided, the funds invested in such bonds of corporations at any one time shall not exceed seventy-five percent of the assets of the system; and provided further, that the funds invested in such preferred stcoks shall not exceed ten percent of the assets of the system, and the funds invested in such common stocks shall not exceed ten per cent of the assets of the system; and provided further, that the funds invested in certificates of deposits and bonds of banks shall not exceed fifty per cent of the assets of the system.

The word "assets" when used in this section shall mean the assets of the system as shown by the auditor's report which was published with the Pension Board's latest annual report."

Section 2. This Act shall become effective upon its approval by the Governor or upon its otherwise becoming a law.

AFFIDAVIT OF PUBLICATION

STATE OF ALABAMA
COUNTY OF JEFFERSON

Before me, the undersigned authority in and for said County, in said State, personally appeared Eleanor O. Abercrombie who, being by me first duly sworn, deposes and says that she is the Publisher of Alabama Legal Advertiser, a weekly newspaper of general circulation published in Jefferson County, Alabama, which was established in 1918 under the name of Southern Labor Review which said name was changed to Alabama Legal Advertiser on the 5th day of December, 1959, and which has been published consecutively weekly since said date. And that there was published in said newspaper in the issues of May 20, 27, June 3, 10, 1967, a legal notice, a copy of which is hereto attached.

ELEANOR O. ABERCROMBIE,
Publisher.

Sworn and subscribed to on this the 7th day of August, 1967.

KAREN W. ABERCROMBIE,
Notary Public.

Also:

By Messrs. House, Money, Holman, Sessions, Ellis, Jackson (T), Weeks, Dill, Kilgore, Crane, Waggoner, Meeks and Bowers:

H. 883. To provide for the compensation to be paid the First Deputy District Attorney, the Second Deputy District Attorney, the Third Deputy District Attorney, the Fourth Deputy District Attorney, the Fifth Deputy District Attorney, the Sixth Deputy District Attorney, the Seventh Deputy District Attorney, the Eighth Deputy District Attorney, the Deputy District Attorney appointed by the District Attorney to serve in any Inferior Criminal Court, County Criminal Court, or County Misdemeanor Court, now or hereafter created, the Deputy District Attorney appointed by the District Attorney to serve in any Juvenile Court, in counties having a population of six hundred thousand or more, according to the last or any succeeding decennial federal census and to provide for the payment of the same and to provide the date when said act shall go into effect.

With notice and proof thereto attached and herewith exhibited as follows:

LEGAL NOTICE

Notice is hereby given that at the next session of the Legislature of Alabama whether that session be special or regular session, application will be made to the Legislature for adoption of an Act which will contain the terms set forth in the following bill:

A BILL
TO BE ENTITLED
AN ACT

To provide for the compensation to be paid the First Deputy District Attorney, the Second Deputy District Attorney, the Third Deputy District Attorney, the Fourth Deputy District Attorney, the Fifth Deputy District Attorney, the Sixth Deputy District Attorney, the Seventh Deputy District Attorney, the Eighth Deputy District Attorney, the Deputy District Attorney appointed by the District Attorney to serve in any Inferior Criminal Court, County Criminal Court, or County Misdemeanor Court, now or hereafter created, The Deputy District Attorney appointed by the District Attorney to serve in any Juvenile Court, in counties having a population of six hundred thousand or more, according to the last or any succeeding decennial federal census and to provide for the payment of the same and to provide the date when said Act shall go into effect.

Be It Enacted by the Legislature of Alabama:

Section 1. In each county of the State of Alabama, having a population of six hundred thousand or more according to the last or any succeeding decennial federal census there shall be paid to the First Deputy District Attorney of each said county from the general treasury of the county in equal semi-monthly installments such an annual salary as that when added to the annual salary payable by the State of Alabama to each such Deputy District Attorney the same will make the total annual salary of each such First Deputy District Attorney Sixteen Thousand Five Hundred ($16,500.00) Dollars.

Section 2. In each county of the State of Alabama, having a population of six hundred thousand or more according to the last or any succeeding decennial federal census there shall be paid to the Second Deputy District Attorney of each said county from the general treasury

of the county in equal semi-monthly installments such an annual salary as that when added to the annual salary payable by the State of Alabama to each such Second Deputy District Attorney the same will make the total annual salary of each such Second Deputy District Attorney Fifteen Thousand ($15,000.00) Dollars.

Section 3. In each county of the State of Alabama, having a population of six hundred thousand or more according to the last or any succeeding decennial federal census there shall be paid to the Third Deputy District Attorney of each said county from the general treasury of the county in equal semi-monthly installments such an annual salary as that when added to the annual salary payable by the State of Alabama to each such Third Deputy District Attorney the same will make the total annual salary of each such Third Deputy District Attorney Fifteen Thousand ($15,000.00) Dollars.

Section 4. In each county of the State of Alabama, having a population of six hundred thousand or more according to the last or any succeeding decennial federal census there shall be paid to the Fourth Deputy District Attorney of each said county from the general treasury of the county in equal semi-monthly installments such an annual salary as that when added to the annual salary payable by the State of Alabama to each such Fourth Deputy District Attorney the same will make the total annual salary of each such Fourth District Attorney Thirteen Thousand, Five Hundred ($13,500.00) Dollars.

Section 5. In each county of the State of Alabama, having a population of six hundred thousand or more according to the last or any succeeding decennial federal census there shall be paid to the Fifth Deputy District Attorney of each said county from the general treasury of the county in equal semi-monthly installments such an annual salary as that when added to the annual salary payable by the State of Alabama to each such Fifth Deputy District Attorney the same will make the total annual salary of each such Fifth Deputy District Attorney Thirteen Thousand, Five Hundred ($13,500.00) Dollars.

Section 6. In each county of the State of of Alabama, having a population of six hundred thousand or more according to the last or any succeeding decennial federal census there shall be paid to the Sixth Deputy District Attorney of each said county from the general treasury of the county in equal semi-monthly installments such an annual salary as that when added to the annual salary payable by the State of Ala- to each such Sixth Deputy District Attorney the same will make the total annual salary of each such Sixth Deputy District Attorney (13,500.00) Dollars.

Section 7. In each county of the State of of Alabama, having a population of six hundred thousand or more according to the last or any succeeding decennial federal census there shall be paid to the Seventh Deputy District Attorney of each said county from the general treasury of the county in equal semi-monthly installments such an annual salary as that when added to the annual salary payable by the State of Alabama to each such Seventh Deputy District Attorney the same will make the total annual salary of each such Seventh Deputy District Attorney Ten Thousand ($10,000.00) Dollars.

Section 8. In each county of the State of of Alabama, having a population of six hundred thousand or more according to the last or any succeeding decennial federal census there shall be paid to the Eighth Deputy District Attorney of each said county from the general treasury of the county in equal semi-monthly installments such an annual salary as that when added to the annual salary payable by the State of Ala-

bama to each such Eighth Deputy District Attorney the same will make the total annual salary of each such Eighth Deputy District Attorney Ten Thousand ($10,000.00) Dollars.

Section 9. In each county of the State of of Alabama, having a population of six hundred thousand or more according to the last or any succeeding decennial federal census there shall be paid to the Deputy District Attorney appointed by the District Attorney to serve in any inferior criminal court, county criminal court, or county misdemeanor court of each said county from the general treasury of the county in equal semi-monthly installments such an annual salary as that when added to the annual salary payable by the State of Alabama to each such Deputy District Attorney the same will make the total annual salary of each such Deputy District Attorney Thirteen Thousand Five Hundred ($13,500.00) Dollars.

Section 10. In each county of the State of of Alabama, having a population of six hundred thousand or more according to the last or any succeeding decennial federal census there shall be paid to the Deputy District Attorney appointed by the District Attorney to serve in any Juvenile Court of said County or court created in lieu thereof of each said county from the general treasury of the county in equal semi-monthly installments such an annual salary as that when added to the annual salary payable by the State of Alabama to each such Deputy District Attorney the same will make the total annual salary of each such Deputy District Attorney Fifteen Thousand ($15,000.00) Dollars.

Section 11. The provisions of this Act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 12. All laws or parts of laws which conflict with this Act are repealed.

Section 13. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

AFFIDAVIT OF PUBLICATION

STATE OF ALABAMA
COUNTY OF JEFFERSON

Before me, the undersigned authority in and for said County, in said State, personally appeared Eleanor O. Abercrombie who, being by me first duly sworn, deposes and says that she is the Publisher of Alabama Legal Advertiser, a weekly newspaper of general circulation published in Jefferson County, Alabama, which was established in 1918 under the name of Southern Labor Review which said name was changed to Alabama Legal Advertiser on the 5th day of December, 1959, and which has been published consecutively weekly since said date. And that there was published in said newspaper in the issues of May 13, 20, 27, June 3, 1967, a legal notice, a copy of which is hereto attached.

ELEANOR O. ABERCROMBIE,
Publisher.

Sworn and subscribed to on this the 5th day of June, 1967.

KAREN W. ABERCROMBIE,
Notary Public.

Also:

By Messrs. Jackson (T), Dill, Sessions, Holman, Waggoner, House, Weeks, Cherner, Crane, Cook (Jefferson) and Meeks:

H. 884. To fix the compensation or salary of the Treasurer of all counties having a population of Six Hundred Thousand (600,000) or more according to the last or any subsequent Federal Census. To provide for the manner of payment thereof and to repeal all laws in conflict herewith.

With notice and proof thereto attached and herewith exhibited as follows:

LEGAL NOTICE

Notice is hereby given of the intention to apply for the adoption of the following law by the Legislature of Alabama at its Regular session for 1967:

A BILL
TO BE ENTITLED
AN ACT

To amend Act No. 80 of the First Special Session of the Legislature of Alabama of 1964, approved August 24, 1964.

Be It Enacted by the Legislature of Alabama:

Section 1.

Section 1 of Act 80 of the First Special Session of the Legislature of 1964, approved August 24, 1964, is hereby amended so as to read as follows:

The salary of the Treasurer of all counties having a population of Six Hundred Thousand (600,000) or more according to the last or any subsequent Federal census, is hereby fixed at Eleven Thousand and no/100 ($11,000.00) Dollars per annum, payable in equal monthly installments or in such installments other than monthly as the county governing body may be authorized by law to establish. The salary provided for herein shall be the entire compensation of the treasurer, in lieu of all other compensation.

This act shall become effective on the first Monday after the second Tuesday in January 1969.

AFFIDAVIT OF PUBLICATION

STATE OF ALABAMA
COUNTY OF JEFFERSON

Before me, the undersigned authority in and for said County, in said State, personally appeared Sara Wheeler who, being by me first duly sworn, deposes and says that she is the Publisher of The Birmingham Messenger, a weekly newspaper of general circulation published in Jefferson County, Alabama, which was established on the 13th day of September, 1930, and which has been published consecutively weekly since said date. And that there was published in said newspaper in the issues of May 13, 20, 27; June 3, 1967, a legal notice, a copy of which is hereto attached.

SARA WHEELER,
Publisher.

Sworn and subscribed to on this the 5th day of June, 1967.

ANGIE CAMPISI,
Notary Public.

Also:

By Messrs. House, Money, Holman, Sessions, Meeks, Ellis, Jackson (T), Waggoner, Weeks, Dill, Kilgore, Crane and Bowers:

H. 885. To fix and prescribe the salary of the tax collector in each county having a population of 600,000 or more according to the last or any subsequent federal census.

Also:

By Messrs. House, Money, Holman, Sessions, Ellis, Meeks, Jackson (T), Weeks, Dill, Waggoner, Kilgore, Crane and Bowers:

H. 886. Relating to the Criminal Court of Jefferson County and without limiting the comprehensiveness or generality of the foregoing portion of this title, to create an additional judgeship of such court; to provide for the manner of appointing said additional judge; to provide for the salary, duties and term of office of said additional judge; to provide that the Senior Judge shall act as the presiding judge of said court and prescribing his duties and authority therein; to provide for the effective date of said act.

With notice and proof thereto attached and herewith exhibited as follows:

LEGAL NOTICE

Notice is hereby given that a bill will be introduced at the present Regular Session of the Alabama Legislature, 1967, or the next Special Session, for the passage of an act to create an additional judgeship in the Criminal Court of Jefferson County and to provide for the method of election and appointment of the additional judge, who shall be designated as an Associate Judge, his tenure of office, salary and duties; to designate the judge senior in point of time of service in said Court as the Presiding Judge, and to prescribe the duties and authority of the Presiding Judge; to provide for the salary of the Presiding Judge; to provide for a place of holding said court; and to make any other provisions necessary or incidental to the creation of said additional judgeship and the functions of the Court.

AFFIDAVIT OF PUBLICATION

STATE OF ALABAMA
COUNTY OF JEFFERSON

Before me, the undersigned authority in and for said County, in said State, personally appeared Sara Wheeler who, being by me first duly sworn, deposes and says that she is the Publisher of The Birmingham Messenger, a weekly newspaper of general circulation published in Jefferson County, Alabama, which was established on the 13th day of September, 1930, and which has been published consecutively weekly since said date. And that there was published in said newspaper in the issues of June 3, 10, 17, 24, 1967, a legal notice, a copy of which is hereto attached.

SARA WHEELER,
Publisher.

Sworn and subscribed to on this the 26th day of June, 1967.

ANGIE CAMPISI,
Notary Public.

Also:

By Messrs. Meeks, House, Money, Holman, Sessions, Ellis, Jackson (T), Dill, Crane, Waggoner, Bowers, Yeilding and Weeks:

H. 887. To fix and provide for the salary of the tax assessor in each county of the state having a population of 600,000 or more, according to the last or any subsequent federal census.

Also:

By Messrs. Grayson, Hogan and Downing:

H. 761. To fix the salary of the clerk of the court of general sessions at Mobile County and to regulate the payment thereof.

With notice and proof thereto attached and herewith exhibited as follows:

LEGAL NOTICE

A BILL
TO BE ENTITLED
AN ACT

To fix the salary of the Clerk of the Court of General Sessions at Mobile County and to regulate the payment thereof.

Be It Enacted by the Legislature of Alabama:

Section 1. The Clerk of the Court of General Sessions of Mobile County shall be compensated on a salary basis. He shall be paid a salary of eight thousand dollars per annum. Such salary shall be paid in the same manner and at the time as salaries are paid to employees of that office.

Section 2. All laws or parts of laws which conflict with this Act are hereby repealed.

Section 3. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Luis Williams being sworn, says that he is Business Manager of the Mobile Press and The Mobile Register, daily newspapers printed and published in the City and County of Mobile, State of Alabama: and the attached notice appeared in the issue of The Mobile Register Apr. 28, May 5, 12, 19 1967.

LUIS WILLIAMS.

Sworn to and subscribed before me this 26 day of July 1967.

E. E. KOCH,
Notary Public.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

The House Bills, the titles of which are set out in the foregoing Message from the House, were severally read one time and referred to appropriate Standing Committees, as follows:

H. B.'s 909, 910 and 761. To the Committee on Local Legislation No. 1.

H. B.'s 880, 881, 882, 883, 884, 885, 886 and 887. To the Committee on Local Legislation No. 2.

(The above numbered Bill, H. B. 880, was read at length as required by the Constitution.)

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House Bills and ordered same sent forthwith to the Senate without engrossment:

By Messrs. Pennington, Jones, Snodgrass, Laxson and McLain:

H. 894. To provide for public highways, streets, and bridges in Madison County; and to that end to require that the said county provide the services of a county engineer for its highway, street and bridge program and to make provisions for the distribution among the said county and the municipalities therein of (1) those portions of the net proceeds from the state gasoline excise tax that are allocated or apportioned to the said county by Sections 3 and 4 of Act No. 224 adopted at the special session of the Legislature of Alabama that convened on March 2, 1967, and (2) those portions of the net proceeds from the state motor vehicle license taxes and registration fees that are referred to in paragraphs (b) and (c) of Section 713 of Title 51 of the Code of Alabama of 1940, as amended, and that are provided in the said paragraphs to be paid or allocated to the said county and the municipalities therein.

With notice and proof thereto attached and herewith exhibited as follows:

NOTICE

Notice is hereby given that a bill substantially in words and figures as follows will be introduced in the legislature of Alabama:

A BILL
TO BE ENTITLED
AN ACT

To provide for public highways, streets, and bridges in Madison County; and to that end to require that the said county provie the services of a county engineer for its highway, street and bridge program and to make provisions for the distribution among the said county and the municipalities therein of (1) those portions of the net proceeds from the state gasoline excise tax that are allocated or apportioned to the said county by Sections 3 and 4 of Act No. 224 adopted at the special session of the Legislature of Alabama that convened on March 2, 1967, and (2) those portions of the net proceeds from the state motor vehicle license taxes and registration fees that are referred to in paragraphs (b) and (c) of Section 713 of Title 51 of the Code of Alabama of 1940, as amended, and that are provided in the said paragraphs to be paid or allocated to the said county and the municipalities therein.

Be It Enacted by the Legislature of Alabama:

Section 1. Definitions and Use of Phrases.

The following words and phrases, wherever used in this act, shall have the respective meanings hereinafter ascribed to them.

"The county" means Madison County, Alabama.

"Federal census" means any decennial census and any special census made by or under the direction of the Bureau of the Census of the United States Department of Commerce, or by any other bureau or agency of the United States that may succeed to the functions of the said Bureau of the Census.

"Highway gasoline tax" means (a) the excise tax levied under Section 647 of Title 51 of the Code of Alabama of 1940, as amended, exclusive of those portions of the said tax in respect of aviation fuel and marine gasoline, as those terms are used in the said Section 647, and (b) the excise tax levied by Act No. 674 adopted at the 1961 Regular Session of the Legislature, as amended, exclusive of that portion of the said tax in respect of diesel fuel.

"Highway gasoline tax distribution act" means Act No. 224 adopted at the special session of the Legislature of Alabama that convened on March 2, 1967.

"License director" means the director of the license department of the county or other official of the county at any time designated by law to register motor vehicles, issue license plates, and perform other duties in connection with motor vehicle licenses.

"Motor vehicle license taxes" means the license taxes and registration fees imposed by Article 8 of Chapter 20 Of Title 51 of the Code of Alabama of 1940, a as amended.

"Municipality" means a municipal corporation incorporated in the county under the laws of the state.

"Net proceeds of the motor vehicle license taxes" means the proceeds from the motor vehicle license taxes remaining after making the deductions provided for in clauses (a) and (b) of Section 712 of Title 51 of the Code of Alabama of 1940, as amended.

"The state" means the State of Alabama.

Section 2. Application of Act; Legislative Intent. This act shall apply to Madison County in the State of Alabama. It is the intention of the legislature by the passage of this act to provide for public highways, streets, and bridges in the county; and to accomplish that end, to require the services of a county engineer in the county and to provide for the distribution in the manner hereinafter specified of the tax proceeds allocated to or payable in the county pursuant to the provisions of either the highway gasoline tax distribution act or Section 713 of Title 51 of the Code of Alabama of 1940, as amended.

Section 3. Distribution of Those Portions of the Proceeds from the Highway Gasoline Tax Allocated to the County. All amounts allocated or apportioned during any month, pursuant to either of Sections 3 and 4 of the highway gasoline tax distribution act, to the county shall be disposed of as follows:

(1) The first $50,000 of the amounts so allocated or apportioned to the county that may be received during any month shall be distributed to the county; and

(2) The remaining portion, received each month, of the amount so allocated or apportioned to the county shall be divided among and distributed to the county and each municipality therein on the basis of the ratio of the population of the unincorporated territory in the county and of each municipality therein to the total population of the county, according to the then next preceding federal census; provided, that if the amount paid to the county pursuant to the foregoing clause (1) in this

section should be less than $600,000 during any fiscal year commencing with the fiscal year ending September 30, 1968, then a deficiency (equal to the difference between $600,000 and the amount paid to the county during the said fiscal year pursuant to the said clause (1) shall be deemed to exist in the payments to the county for that fiscal year and the entire remaining portion referred to in this clause (2) shall thereafter be distributed to the county, as collected and paid into the State Treasury, until such time as there shall have been paid to the county pursuant to this proviso (and subsequent to the fiscal year in which the county shall have received less than $600,000 pursuant to the said clause (1) an amount equal to the aforesaid deficiency.

The State Treasurer shall make all distributions under this section to the county and to the municipalities therein. The distribution provided for in this section shall be made in lieu of the distribution in the county that is provided for in Section 5 of the highway gasoline tax distribution act.

Section 4. Distribution of Those Portions of the Proceeds from the Motor Vehicle License Taxes Allocated to the County. Those portions of the new proceeds from the motor vehicle license taxes referred to in paragraphs (b) and (3) of Section 713 of Title 51 of the Code of Alabama of 1940, as amended, that are provided in the said paragraphs to be paid or allocated to the county and the municipalities therein shall be distributed as follows:

(1) Twenty-one percent of the net proceeds of the motor vehicle license taxes paid in the county shall be distributed by the license director among the county and each municipality therein on the basis of the ratio of the population of the unincorporated territory in the county and of each municipality herein to the total population of the county, according to the then next preceding federal census; and

(2) That portion of the net proceeds from the motor vehicle license taxes that shall be apportioned to the county by the State Treasurer pursuant to the first sentence of paragraph (c) of the said Section 713, as amended, shall be distributed by the State Treasurer among the county and each municipality therein on the basis of the ratio of the population of the unincorporated territory in the county and of each municipality therein to the total population of the county, according to the then next preceding federal census.

The distribution provided for in the foregoing paragraph (1) of this section shall be in lieu of the distribution in the county that is provided for in paragraph (b) of the said Section 713, as amended; and the distribution provided for in the foregoing paragraph (2) of this section shall be in lieu of the distribution in the county provided for in the second sentence of paragraph (c) of the said Section 713, as amended.

Section 5. Distribution to Municipalities Incorporated in the County after September 30, 1967. Any municipality incorporated in the county after September 30, 1967, shall not participate in the distribution provided for in this act until the fiscal year next succeeding the fiscal year during which it is incorporated, and each such municipality shall for the purpose of any computation under Paragraph (2) of Section 3 of this act or under either of paragraphs (1) and (2) of Section 4 of this act, be deemed throughout the fiscal year during which it is incorporated to constitute unincorporated territory in the county. The population of any municipality incorporated subsequent to the taking of the then next preceding federal census shall be deemed, until the effective date of the then next succeeding federal census, to be the population shown by the census for that municipality taken pursuant to the requirements of Section 13 of Title 37 of the Code of Alabama of 1940.

Section 6. Effective Date of Census. For the purpose of this act, each federal census shall be deemed to be effective on the first day of October next following the publication of the results of any such census or, if no such publication is made, then on the first day of October next following the official report of such census.

Section 7. Use of Tax Proceeds Distributed Under This Act. All tax proceeds paid to the county pursuant to the provisions of this act shall be used by the county only for the construction, reconstruction, maintenance, widening, alteration and improvement of public roads and bridges, as is now or may hereafter be provided by law, including payment of the principal of and interest on any securities at any time issued by the county pursaunt to law for payment of which all or any of the proceeds from the highway gasoline tax were or may be lawfully pledged, and such use may also be for the purpose and subject to the provisions contained in Act No. 838 adopted at the 1953 Regular Session of the Legislature; provided, that no part of the said tax proceeds shall be expended contrary to the provisions of the Constitution of the state.

All tax proceeds paid to any municipality pursuant to the provision of this act shall be used by such municipality only for the construction, reconstruction, maintenance, widening, alteration and improvement of public roads, bridges, streets, and other public ways including payment of the principal of and interest on any securities at any time issued by the municipality pursuant to law for the payment of which any part of the said proceeds were or may be lawfully pledged; provided, that no part of said tax proceeds shall be expended contrary to the provisions of the Constitution of the state.

Before any distribution is made to a municipality of the amounts to be distributed to it under the provisions of Paragraph (2) of Section 3 of this act, there shall be presented by the applicable municipality to the highway department a plan or plans for the use of the moneys so allocated to such municipality, and the highway department shall make such payment upon requisition by the municipality of moneys for the project with respect to which such plans are so presented to it. The highway department may offer the services and advice of its engineers and other employees with respect to the said plans when requested to do so by the municipality, but shall not have the right to refuse to pay any such requisition by the municipality so long as the project with respect to which the said plans are presented shall embrace only those purposes set out in the second paragraph of this section. Any funds allocated to a municipality by this act which shall not be requisitioned for withdrawal by such municipality pursuant to the provisions of this paragraph within two years after allocation shall thereupon be paid to the county. Any plan or plans presented pursuant to the provisions of this paragraph may include work commenced priot to the effective date of this act if such work is still in progress on the date of the adoption of this act.

Section 8. County Engineer Required. The county shall provide the services of a county engineer to supervise the county's program of construction and maintenance of public highways, streets, and bridges.

Section 9. Effective Date of Act. This act shall become effective October 1, 1967.

STATE OF ALABAMA
COUNTY OF MADISON

Before me, Opal H. Dilworth, a Notary Public in and for said State and County, personally appeared Charles B. O'Reilly, known to me, who being by me first duly sworn, deposes and says he is Advertising Direc-

tor of The Huntsville Times, a newspaper published and printed at Huntsville, Madison County, Alabama, and that the attached legal notice was published in said newspaper on July 21, 26, August 1 and 7, 1967.

CHARLES B. O'REILLY, JR.,
Advertising Director.

Sworn to and subscribed before me this the 7 day of August, 1967.

OPAL H. DILWORTH,
Notary Public.

My commission expires April 10, 1971.

Also:

By Mr. McDonald:

H. 817. To alter, rearrange, extend and redefine the boundaries and corporate limits of the City of Arab in Marshall County, so as to annex certain territory to the City; and making the act effective upon its passage and approval by the Governor, or upon its otherwise becoming a law.

With notice and proof thereto attached and herewith exhibited as follows:

LEGAL NOTICE

Notice is hereby given that at the regular session of the Legislature of Alabama for 1967, application will be made to the Legislature for adoption of an Act which will contain the terms set forth in the following bill:

A BILL
TO BE ENTITLED
AN ACT

To alter, rearrange, extend and redefine the boundaries and corporate limits of the City of Arab in Marshall County, so as to annex certain territory to the City; and making the act effective upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Be It Enacted by the Legislature of Alabama:

Section 1. The boundary lines and corporate limits of the City of Arab in Marshall County, Alabama, are hereby altered, rearranged, extended, and redefined so as to include within the corporate limits of said City all territory now within such corporate limits, and also certain other additional and adjacent territory in said county, so as to include within said corporate limits all of the lands described as lying within the following description:

Beginning at the Southwest corner of Section 28, Township 8 South, Range 1 East of the Huntsville Meridian, thence North along the West line of said Section 28 three miles more or less to the Northwest corner of Section 16; thence East along the North line of said section 16 one mile more or less to the Southwest corner of Section 10; thence North along the West line of said Section 10 one and one-fourth miles more or less to the Northwest corner of the Southwest quarter of the southwest quarter of Section 3; thence due East four and three fourths miles, more or less, to the Northeast corner of the Southwest quarter of the Southeast quarter of Section 5 Township 8 South, Range 2 East of the Huntsville

Meridian; thence South four and one fourth miles more or less to the Southeast corner of the Southwest quarter of the Southeast quarter of Section 29; thence West five and three fourths miles more or less to the point of beginning.

Section 2. This Act shall become effective upon its passage and approval by the Governor, or upon its otherwise becoming a law.

PROOF OF PUBLICATION

STATE OF ALABAMA
COUNTY OF MARSHALL

Before me, the undersigned authority in and for said County in said State, this day personally appeared Carl David Marion, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Managing Editor of the Arab Tribune, a newspaper of general circulation published in Marshall County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 13, July 20, July 27, and Aug. 3, all in the year 1967.

CARL DAVID MARION

Sworn to and subscribed before me August 3, 1967.

WILLENE M. CLARK,
Notary Public.

Also:

By Messrs. Owen (Baldwin), Brannan and Grayson:

H. 595. To arrange and designate the boundaries of Baldwin County and repeal conflicting laws.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

The House Bills, the titles of which are set out in the foregoing Message from the House, were severally read one time and referred to appropriate Standing Committees, as follows:

H. B.'s 894 and 817. To the Committee on Local Legislation No. 1.

H. B. 595. To the Committee on Counties and County Boundaries

BILLS ON THIRD READING RESUMED

The Bill:

S. 362. To apply only in counties having populations of not less than 24,600 nor more than 25,000; to authorize the board of revenue to appropriate and use certain county funds and to designate and use certain county property, buildings, and facilities in order to qualify for and receive federal assistance under the federal Economic Opportunity Act of 1964; and to provide retroactive effect.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 25; Nays 0.

Yeas:

Messrs.:	Dominick	McCarley	Radney	
Adams	Gilmore	McDermott	Skidmore	
Albea	Givhan	Morrow	Stone	
Bailes	Goodwyn	Nabors	Torbert	
Branyon	Harris	O'Bannon	Turner	
Carr	Hawkins	Oden	Vacca	
Clark	Jackson			—25

Nays: —0

The Bill:

S. 452. To amend further Section VIII of the act approved September 15, 1939, creating and establishing the Personnel Department of Mobile County (Act No. 470, H. 952, Local Acts 1939, p. 298).

was taken up.

Mr. McDermott offered the following amendment to the Bill, S. B. 452, to-wit:

AMENDMENT TO S. B. 452

In the second paragraph of the body of the bill which begins with the figures S VIII, strike out the third sentence and insert in lieu thereof the following: His salary shall be fixed by the Personnel Board provided such salary shall not exceed the sum of thirteen thousand five hundred dollars ($13,500) per annum.

Which was adopted.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Lolley	Pierce	
Adams	Folsom	McDermott	Radney	
Albea	Giles	Nabors	Stone	
Bailes	Harris	O'Bannon	Torbert	
Clark	Hawkins	Oden	Turner	
Cooper	Jackson	Pelham	Vacca	
Dominick	Leonard			—25

Nays: —0

And said Bill, S. B. 452, as thus amended, was then read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Lolley	Pierce	
Adams	Folsom	McDermott	Radney	
Albea	Giles	Nabors	Stone	
Bailes	Harris	O'Bannon	Torbert	
Clark	Hawkins	Oden	Turner	
Cooper	Jackson	Pelham	Vacca	
Dominick	Leonard			—25

Nays: —0

The Bill:

S. 475. To provide for a distribution by every county in the State having a population in excess of 600,000 inhabitants according to the last or any subsequent Federal Decennial Census of tax funds received by such county under the provisions of Section 5 (b) of Act Number 224 of the 1967 Special Session of the Legislature of Alabama, approved May 10, 1967.

was taken up.

Mr. Morrow offered the following substitute for the Bill, S. B. 475, to-wit:

SUBSTITUTE FOR S. B. 475

A BILL
TO BE ENTITLED
AN ACT

Relating to counties having a population of 600,000 or more according to the last or any succeeding federal census; and to provide for the allocation and distribution between and among said counties and the incorporated municipalities located therein of those portions of the net proceeds from the state gasoline excise tax that are allocated or apportioned to such counties and municipalities therein by sections 3, 4 and 5 of Act No. 224 adopted at the Special Session of the Legislature of Alabama approved May 10, 1967; to repeal all laws or parts of laws in conflict herewith and to fix the effective date of this Act.

Be It Enacted by the Legislature of Alabama:

Section 1. Definitions and Use of Phrases. The following words and phrases, wherever used in this Act, shall have the respective meanings hereinafter ascribed to them.

"The county" means any county that at the time is subject to the provisions of this Act.

"Federal census" means any decennial census and any special census made by or under the direction of the Bureau of the Census of the United States Department of Commerce, or by any other bureau or agency of the United States that may succeed to the functions of the said Bureau of the Census.

"Highway gasoline tax" means (a) the excise tax levied under Section 647 of Title 51 of the Code of Alabama of 1940, as amended, exclusive of those portions of the said tax in respect of aviation fuel and marine gasoline, as those terms are used in the said Section 647, and (b) the excise tax levied by Act No. 674 adopted at the 1961 Regular Session of the Legislature, as amended, exclusive of that portion of the said tax in respect of diesel fuel.

"Highway gasoline tax distribution act" means Act No. 224 adopted at the Special Session of the Legislature of Alabama approved May 10, 1967.

"Municipality" means a municipal corporation incorporated under the laws of the State.

"The State" means the State of Alabama.

Section 2. Application of Act; Legislative Intent. This Act shall apply to each county in the State that has a population of 600,000 or more, according to the last or any subsequent federal census. It is the intention

of the Legislature by the passage of this Act to provide for public highways, streets and bridges in each county in the State that may at any time be subject to the provisions of this Act, and to provide for the distribution in the manner hereinafter specified of the tax proceeds allocated or payable to such county and the municipalities therein pursuant to the provisions of the highway gasoline tax distribution act.

Section 3. Distribution of Those Portions of the Proceeds from the Highway Gasoline Tax Allocated to Each County and the Municipalities therein Subject to this Act. The term "the total amount" as used in this Section 3 means the total of all amounts allocated or apportioned pursuant to either of Sections 3, 4 and 5 of the Highway Gasoline Tax Distribution Act, to any county or municipalities therein subject to the provisions of this Act. The total amount shall be distributed as follows:

(a) First, thirteen percent (13%) of the total amount shall be paid to the county;

(b) Second, after the payment provided for in (a) above, there shall be divided among and distributed to the county and the municipalities therein on the basis of the ratio of the population of the county and the various municipalities to the total county population, according to the most recent federal census, an amount which shall be equal to the difference between the total amount and the amount paid to the county under (a) above, unless the total amount exceeds $6,000,000.00; and if the total amount exceeds $6,000,000.00, the amount to be divided between the county and the municipalities under this provision (b) shall be an amount equal to the difference between $6,000,000.00 and the amount paid to the county under (a), above;

(c) Third, if the total amount exceeds $6,000,000.00, then after the payments provided for in (a) and (b) above, the first $500,000.00 of the total amount in excess of $6,000,000.00 shall be paid to the county; and

(d) Fourth, if the total amount exceeds $6,500,000.00, then after the payments provided for in (a), (b) and (c) above, that part of the total amount in excess of $6,500,000.00 shall be divided among and distributed to the county and the municipalities therein on the basis of the ratio of the population of the county and the various municipalities to the total county population, according to the most recent federal census.

The distribution provided for in this section shall be made in lieu of the distribution in the county that is provided for in Section 5 of the highway gasoline tax distribution act. The State Treasurer shall make the allocation to the counties subject to this Act and pay over such funds so allocated to such counties to the Probate Judge or other official in such county charged with the responsibility of collecting excise and license taxes in such county and said county official shall then promptly allocate and distribute all funds so allocated and received between the county and the municipalities therein on the basis as herein provided.

Section 4. Distribution to Municipalities Incorporated after September 30, 1967, in Each County Subject to this Act. Any municipality incorporated after September 30, 1967, shall not participate in the distribution provided for in this act until the fiscal year next succeeding the fiscal year during which it is incorporated; and each such municipality shall for the purpose of any computation under this act be deemed throughout the fiscal year during which it is incorporated to constitute unincorporated territory in the county. The population of any municipality incorporated subsequent to the taking of the then next preceding federal census shall be deemed, until the effective date of the then next succeeding federal census, to be the population shown by the census for that municipality taken pursuant to the requirements of Section 13 of Title 37 of the Code of Alabama of 1940.

Section 5. Effective Date of Census. For the purposes of this Act, each federal census shall be deemed to be effective on the first day of October next following the publication of the results of any such census or, if no such publication is made, then on the first day of October next following the official report of such census.

Section 6. Use of Tax Proceeds Distributed Under This Act. All tax proceeds paid to the county pursuant to the provisions of this Act shall be used by the county only for the construction, reconstruction, maintenance, widening, alteration and improvement of public roads and bridges, as is now or may hereafter be provided by law, including payment of the principal of and interest on any securities at any time issued by the county pursuant to law for payment of which all or any of the proceeds from the highway gasoline tax were or may be lawfully pledged, and such use may also be for the purpose and subject to the provisions contained in Act No. 838 adopted at the 1953 Regular Session of the Legislature; provided, that no part of the said tax proceeds shall be expended contrary to the provisions of the Constitution of the State.

All tax proceeds paid to any municipality pursuant to the provisions of this Act shall be used by such municipality only for the construction, reconstruction, maintenance, widening, alteration and improvement of public roads, bridges, streets, and other public ways, including payment of the principal of and interest on any securities at any time issued by the municipality pursuant to law for the payment of which any part of the said proceeds were or may be lawfully pledged; provided, that no part of the said tax proceeds shall be expended contrary to the provisions of the Constitution of the State.

Section 7. The county shall perform no work on any street, road or avenue in any municipality located within the county unless such municipality shall pay or reimburse the County for the full cost of any such work so performed, including a reasonable charge for all materials, labor and engineering incident thereto.

Section 8. Repeal of Conflicting Laws. All laws or parts of laws in conflict with this Act, are to the extent of such conflict hereby expressly repealed.

Section 9. Severability Clause. In the event any section, sentence, clause or portion of this Act should be declared invalid by any court of competent jurisdiction, such invalidity shall not affect the validity of any of the remaining sections, sentences, clauses or portions of this Act which shall continue effective.

Section 10. Effective Date of this Act. This Act shall become effective on October 1, 1967.

Which was adopted.

Yeas 22; Nay 1.

Yeas:

Messrs.:	Clark	Jackson	Pierce	
Albea	Folsom	Leonard	Radney	
Bailes	Gilmore	Lolley	Skidmore	
Branyon	Givhan	McDermott	Stone	
Carr	Goodwyn	Morrow	Turner	
Childs	Hawkins	Nabors		—22

Nay: Mr. Dominick —1

And said Bill, S. B. 475, as thus amended by the substitute, was then read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 26; Nays 0.

Yeas:

Messrs.:	Dominick	Hawkins	Nabors	
Albea	Engel	Jackson	Pierce	
Bailes	Folsom	Leonard	Radney	
Branyon	Giles	Lolley	Skidmore	
Carr	Gilmore	McCarley	Stone	
Childs	Givhan	McDermott	Turner	
Clark	Goodwyn	Morrow		—26

Nays: —0

The Bill:

S. 497. To alter, rearrange, and extend the Corporate Limits line of the City of Tuscaloosa, in Tuscaloosa County, Alabama.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 25; Nays 0.

Yeas:

Messrs.:	Clark	Harris	Pelham	
Adams	Engel	McCarley	Pierce	
Albea	Folsom	McDermott	Skidmore	
Bailes	Giles	Morrow	Torbert	
Branyon	Gilmore	Nabors	Turner	
Carr	Givhan	Oden	Vacca	
Childs	Goodwyn			—25

Nays: —0

The Bill:

S. 285. To amend Act No. 176, H. B. 463, Regular Session 1965, an Act applying only in counties having populations of not less than 76,000 nor more than 96,000 and regulating the compensation and allowances of members of boards of education of such counties.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 25; Nays 0.

Yeas:

Messrs.:	Dominick	Jackson	O'Bannon	
Albea	Giles	Leonard	Oden	
Branyon	Gilmore	McCarley	Radney	
Carr	Givhan	McDermott	Skidmore	
Childs	Goodwyn	Morrow	Stone	
Clark	Harris	Nabors	Torbert	
Cooper	Hawkins			—25

Nays: —0

The Bill:

S. 476. To amend further Act No. 491, S. 444, Regular Session 1961, relating to cities having populations of not less than 60,000 nor more than

70,000 according to the most recent federal decennial census (Acts 1961, p. 563) so as to provide expense allowances for the chairman and associate members of the city commission.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 25; Nays 0.

Yeas:

Messrs.:	Dominick	McCarley	Pelham	
Adams	Engel	McDermott	Pierce	
Albea	Folsom	Morrow	Skidmore	
Carr	Goodwyn	Nabors	Torbert	
Childs	Harris	O'Bannon	Turner	
Clark	Hawkins	Oden	Vacca	
Cooper	Jackson			—25

Nays: —0

The Bill:

S. 477. To apply only in counties having populations of not less than 100,000 nor more than 115,000; providing for appointment of bailiffs in the county courts of such counties.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Lolley	Pelham	
Adams	Folsom	McCarley	Pierce	
Albea	Giles	Morrow	Skidmore	
Bailes	Gilmore	Nabors	Torbert	
Branyon	Givhan	O'Bannon	Turner	
Carr	Jackson	Oden	Vacca	
Dominick	Leonard			—25

Nays: —0

The Bill:

S. 479. To amend Act No. 311, H. 741, Regular Session 1965, relating to Tuscaloosa County and providing for the Tuscaloosa County Court (Acts, Regular Session 1965, v. 1, p. 426).

was taken up.

Mr. Skidmore offered the following substitute for the Bill, S. B. 479, to-wit:

SUBSTITUTE FOR S. B. 479

A BILL
TO BE ENTITLED
AN ACT

To apply only in counties having populations of not less than 100,000 nor more than 115,000; providing further for the compensation of certain officers of the inferior courts of such counties.

Be It Enacted by the Legislature of Alabama:

Section 1. In all counties having populations of not less than 100,000 nor more than 115,000 according to the most recent federal decennial census, the clerk of the county court or inferior court for said county shall be entitled to an annual salary of seven thousand two hundred dollars ($7,200) per annum, which salary shall be paid in installments upon warrants drawn in the same manner that salaries of other county officers are paid.

Section 2. In all such counties as described in Section 1 of this Act, the secretary of the judge of the court shall be entitled to an annual salary of four thousand eight hundred dollars ($4,800), to be paid in equal monthly installments out of the county treasury.

Section 3. All laws or parts of laws which conflict with this Act are repealed.

Section 4. The provisions of this Act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 5. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Which was adopted.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Folsom	Lolley	Oden	
Branyon	Giles	McCarley	Skidmore	
Carr	Gilmore	McDermott	Stone	
Childs	Givhan	Morrow	Torbert	
Clark	Goodwyn	Nabors	Turner	
Cooper	Harris	O'Bannon	Vacca	
Dominick	Leonard			—25

Nays: —0

And said Bill, S. B. 479, as thus amended by the substitute, was then read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 25; Nays 0.

Yeas:

Messrs.:	Gilmore	Lolley	Oden	
Branyon	Givhan	McCarley	Skidmore	
Carr	Goodwyn	McDermott	Stone	
Childs	Harris	Morrow	Torbert	
Clark	Hawkins	Nabors	Turner	
Cooper	Jackson	O'Bannon	Vacca	
Dominick	Leonard			—25

Nays: —0

The Bill:

S. 480. To apply only in counties having populations of not less than 100,000 nor more than 115,000 according to the most recent federal decennial census; providing expense allowances for certain county officers in such counties.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 25; Nays 0.

Yeas:

Messrs.:	Clark	Goodwyn	Oden	
Adams	Cooper	Leonard	Pelham	
Albea	Engel	Lolley	Pierce	
Bailes	Folsom	McCarley	Radney	
Branyon	Giles	McDermott	Skidmore	
Carr	Gilmore	Morrow	Vacca	
Childs	Givhan			—25

Nays: —0

The Bill:

S. 489. Relating to cities having a population of not less than 35,000 nor more than 55,000 according to the last or any subsequent federal decennial census; providing for the planning, design, location, financing, acquisition of property for, construction, alteration, enlargement, use, maintenance, operation, and fostering of off-street automobile parking facilities in such cities.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 21; Nays 0.

Yeas:

Messrs.:	Clark	Jackson	Nabors	
Adams	Dominick	Leonard	Pierce	
Albea	Engel	McCarley	Radney	
Bailes	Giles	McDermott	Skidmore	
Branyon	Givhan	Morrow	Stone	
Carr	Hawkins			—21

Nays: —0

The Bill:

S. 490. To authorize, provide for the licensing of, and to regulate the operation of, and hunting on privately owned hunting preserves, stocked by artificially propagated upland birds in all counties having populations of not less than 300,000 nor more than 500,000 according to the 1960 or any subsequent federal decennial census; to prescribe the fees for such licenses, provide for their collection and distribution; and to prescribe penalties for violation of this Act.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 22; Nays 0.

Yeas:

Messrs.:	Clark	Givhan	Morrow	
Adams	Cooper	Jackson	Nabors	
Albea	Dominick	Leonard	Pierce	
Bailes	Engel	Lolley	Radney	
Branyon	Folsom	McCarley	Skidmore	
Carr	Giles	McDermott		—22

Nays: —0

The Bill:

S. 494. To alter, or rearrange the boundary lines of the City of Cullman, Cullman County, Alabama, so as to include within the corporate limits of said city all territory now within such corporate limits and also certain other territory contiguous thereto, in Cullman County, Alabama.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 25; Nays 0.

Yeas:

Messrs.:	Dominick	Jackson	Oden	
Bailes	Folsom	McCarley	Pelham	
Branyon	Gilmore	McDermott	Stone	
Carr	Givhan	Morrow	Torbert	
Childs	Goodwyn	Nabors	Turner	
Clark	Harris	O'Bannon	Vacca	
Cooper	Hawkins			—25

Nays: —0

The Bill:

S. 482. To provide allowances for expenses for members of the board of education of Wilcox County.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 25; Nays 0.

Yeas:

Messrs.:	Folsom	Lolley	Pelham	
Bailes	Giles	McCarley	Pierce	
Branyon	Gilmore	McDermott	Radney	
Carr	Givhan	Morrow	Skidmore	
Childs	Goodwyn	Nabors	Stone	
Cooper	Jackson	Oden	Vacca	
Engel	Leonard			—25

Nays: —0

The Bill:

S. 502. To provide, in any county of the State of Alabama having a population of not less than 115,000 or more than 160,000, according to the last or any subsequent decennial census for the incorporation of an authority to lease or own or otherwise acquire and provide, control and operate coliseums, parks, exhibits, exhibitions, fairgrounds and other installations, facilities, and places for the amusement, entertainment, recreation, and cultural development of the citizens of said county; to provide for the management of said authority by a board of directors; to provide for the appointment, and term of office and removal of said directors; to provide for the powers of such authority; to authorize the county, or any city within such county, to lease or sell and convey to the authority real or personal property; to provide for the terms and conditions on which said authority may conduct, operate, manage or pro-

mote amusements or recreational activities; to empower such authority to construct or acquire recreational facilities and installations for amusement; to empower the authority to borrow money and issue bonds and execute mortgages or other conveyances as security for money so borrowed; to authorize the county or any city within said county to make appropriations or to lend money to the authority; and to accord the authority exemption from State, county and city taxation.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Leonard	Radney	
Branyon	Giles	McDermott	Skidmore	
Carr	Givhan	Morrow	Stone	
Childs	Goodwyn	Nabors	Torbert	
Clark	Harris	O'Bannon	Turner	
Cooper	Hawkins	Oden	Vacca	
Dominick	Jackson			—25

Nays: —0

The Bill:

S. 503. To provide for official court reporters in all circuit courts in all counties in the State of Alabama having a population of not less than 170,000 nor more than 300,000 inhabitants according to the then next preceding Federal census; to fix the duties and status and authority of such court reporters; and to provide for the appointment of such court reporters by each circuit judge in such counties and to provide for the compensation and salary of such court reporters.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Leonard	Pelham	
Bailes	Giles	Lolley	Pierce	
Branyon	Givhan	McCarley	Stone	
Carr	Goodwyn	McDermott	Torbert	
Childs	Harris	Morrow	Turner	
Clark	Hawkins	Nabors	Vacca	
Cooper	Jackson			—25

Nays: —0

The Bill:

S. 506. To repeal Act No. 301, approved June 26, 1931, entitled, "An Act to provide for a special election to be held in Perry County, Alabama, to determine whether the County Superintendent of Education shall be elected by the qualified voters of Perry County, to further provide for the time and manner of his election, and, to fix his term of office and salary; and to prescribe his qualifications".

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 25; Nays 0.

Yeas:

Messrs.:	Dominick	Leonard	Oden	
Bailes	Folsom	McCarley	Pelham	
Branyon	Giles	McDermott	Pierce	
Carr	Givhan	Morrow	Radney	
Childs	Harris	Nabors	Skidmore	
Clark	Hawkins	O'Bannon	Stone	
Cooper	Jackson			—25

Nays: —0

The Bill:

S. 507. Relating to Autauga County; providing for the construction, maintenance and repair of public roads, highways, bridges and ferries under the county unit system; authorizing and requiring the county governing body to employ and regulate the compensation of a county engineer; providing for the manner of selecting said engineer; prescribing his qualifications and requiring bond; defining his authority, powers and duties and those of the county governing body in relation to the roads, bridges and ferries of Autauga County; and providing for a referendum.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Leonard	Radney	
Branyon	Gilmore	McCarley	Skidmore	
Carr	Givhan	Morrow	Stone	
Childs	Goodwyn	Nabors	Torbert	
Clark	Harris	O'Bannon	Turner	
Cooper	Hawkins	Oden	Vacca	
Dominick	Jackson			—25

Nays: —0

The Bill:

S. 508. To abolish the Board of Revenue of Autauga County and to create in lieu thereof the Board of Revenue and Control; to name and designate the chairman and first members of the board created herein and to provide for the election of their successors; to define the authority, powers and duties of the board and to prescribe the qualifications, terms and compensation of its members; to repeal conflicting laws including Sections 1, 5 and 6 of Act No. 222, H. 317, approved January 27, 1879 (Acts 1878-1879, p. 248), an act establishing the Board of Revenue of Autauga County and all amendatory acts thereto, and Act No. 110, S. 235, approved January 28, 1891 (Acts 1890-1891, p. 252), an act providing for the election of the Board of Commissioners of Autauga County, and Act No. 81, H. 329, approved July 7, 1947 (Local Acts 1947, p. 58), authorizing a contingent fund; and to provide for a referendum.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 25; Nays 0.

Yeas:

Messrs.:	Dominick	Jackson	Oden	
Bailes	Giles	Leonard	Radney	
Branyon	Gilmore	McCarley	Skidmore	
Carr	Givhan	Morrow	Stone	
Childs	Goodwyn	Nabors	Torbert	
Clark	Harris	O'Bannon	Turner	
Cooper	Hawkins			—25

Nays: —0

The Bill:

S. 525. To provide for the appointment of Deputy District Attorneys for Houston County, Alabama, to redesignate the office of County or Deputy Solicitor as the office of Deputy District Attorney; and to provide for the appointment, duties and compensation of such officers.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Lolley	Pelham	
Adams	Folsom	McDermott	Pierce	
Branyon	Giles	Morrow	Stone	
Carr	Goodwyn	Nabors	Torbert	
Childs	Harris	O'Bannon	Turner	
Clark	Hawkins	Oden	Vacca	
Cooper	Jackson			—25

Nays: —0

The Bill:

S. 513. To provide additional compensation for the official court reporters of all judicial circuits composed of only one county having a population of not less than 109,000 nor more than 116,000, according to the most recent federal decennial census.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 25; Nays 0.

Yeas:

Messrs.:	Clark	Jackson	Pelham	
Adams	Dominick	Leonard	Pierce	
Albea	Engel	Lolley	Skidmore	
Bailes	Folsom	McCarley	Torbert	
Branyon	Giles	McDermott	Turner	
Carr	Gilmore	Oden	Vacca	
Childs	Givhan			—25

Nays: —0

The Bill:

S. 100. Relating to counties having populations of not less than 300,000 nor more than 500,000; fixing the compensation of the judges of probate of such counties.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 25; Nays 0.

Yeas:

Messrs.:	Giles	Leonard	Radney	
Bailes	Gilmore	Lolley	Skidmore	
Branyon	Givhan	McDermott	Stone	
Carr	Goodwyn	Nabors	Torbert	
Cooper	Harris	O'Bannon	Turner	
Dominick	Hawkins	Pelham	Vacca	
Engel	Jackson			—25

Nays: —0

The Bill:

S. 530. To provide for the creation of departments of engineering for all counties of this state having a population of not less than 30,550 nor more than 31,000; to provide for the composition of said departments of engineering; to provide for the appointment of county engineers; to prescribe the qualifications, powers and duties of said county engineers.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Lolley	Pelham	
Bailes	Givhan	McDermott	Pierce	
Carr	Goodwyn	Morrow	Stone	
Childs	Harris	Nabors	Torbert	
Clark	Hawkins	O'Bannon	Turner	
Cooper	Jackson	Oden	Vacca	
Dominick	Leonard			—25

Nays: —0

The Bill:

S. 534. To amend Act No. 374, S. 213, approved August 10, 1965, an act creating the office of judge of the juvenile court in all counties having populations of not less than 225,000 nor more than 500,000, so as to impose extra, new and additional duties upon the judge of such court and to provide said judge with an allowance for the performance of such duties.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 25; Nays 0.

Yeas:

Messrs.:	Giles	Leonard	Pelham	
Branyon	Gilmore	Lolley	Pierce	
Carr	Givhan	McDermott	Radney	
Childs	Goodwyn	Nabors	Skidmore	
Clark	Harris	O'Bannon	Stone	
Cooper	Hawkins	Oden	Vacca	
Engel	Jackson			—25

Nays: —0

The Bill:

S. 443. Relating to counties having populations of not less than 35,700 nor more than 36,600 according to the most recent federal decennial census, fixing the fee for issuance of pistol permits by the sheriff, providing for the deposit of such fees in a fund to be designated the Law Enforcement Fund, and providing for the use of such fund.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 25; Nays 0.

Yeas:

Messrs.:	Folsom	Lolley	Oden	
Branyon	Giles	McCarley	Pelham	
Carr	Gilmore	McDermott	Pierce	
Childs	Givhan	Morrow	Torbert	
Clark	Harris	Nabors	Turner	
Cooper	Jackson	O'Bannon	Vacca	
Engel	Leonard			—25

Nays: —0

The Bill:

S. 549. To repeal Act No. 40, S. 12, First Special Session 1956 (Acts 1956, p. 68), entitled "An Act Relating to Macon County: To authorize and empower the county board of education of Macon County to remove or terminate the contract of employment of any teacher in the public school system at any time such action is deemed necessary to promote the best interest of the schools under its jurisdiction; repealing conflicting laws."

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 25; Nays 0.

Yeas:

Messrs.:	Dominick	Lolley	Pelham	
Bailes	Gilmore	McCarley	Radney	
Branyon	Givhan	McDermott	Stone	
Carr	Goodwyn	Morrow	Torbert	
Childs	Harris	Nabors	Turner	
Clark	Hawkins	Oden	Vacca	
Cooper	Leonard			—25

Nays: —0

The Bill:

S. 550. Relating to Montgomery County; making further provisions regarding the use of that portion of the Proceeds from the State Gasoline Excise Tax that may be paid to Montgomery County pursuant to the provisions of Section 5(b) of Act No. 224 adopted at the special session of the Legislature of Alabama that convened on March 2, 1967; and providing for part of the said proceeds to be distributed, following their receipt by the county, to the City of Montgomery and any other municipal corporation or municipal corporations hereafter existing in the said county.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Leonard	Pierce	
Bailes	Folsom	Lolley	Skidmore	
Branyon	Giles	McCarley	Stone	
Carr	Gilmore	Nabors	Torbert	
Childs	Goodwyn	O'Bannon	Turner	
Clark	Hawkins	Oden	Vacca	
Dominick	Jackson			—25
Nays:				—0

The Bill:

S. 555. Relating to the City of Florence, Alabama; providing for the planning, design, location, financing, acquisition of property for, construction, alteration, enlargement, use, maintenance, operation, and fostering of off-street automobile parking facilities in such city.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Jackson	O'Bannon	
Bailes	Folsom	Leonard	Pelham	
Carr	Giles	Lolley	Pierce	
Childs	Givhan	McCarley	Radney	
Clark	Goodwyn	McDermott	Turner	
Cooper	Harris	Morrow	Vacca	
Dominick	Hawkins			—25
Nays:				—0

The Bill:

S. 546. To extend, alter and rearrange the boundary lines and corporate limits of the town of Lincoln, Talladega County, Alabama.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Leonard	Oden	
Bailes	Folsom	Lolley	Pelham	
Branyon	Giles	McCarley	Pierce	
Childs	Gilmore	Morrow	Radney	
Clark	Goodwyn	Nabors	Turner	
Cooper	Harris	O'Bannon	Vacca	
Dominick	Hawkins			—25
Nays:				—0

The Bill:

S. 545. To apply only in counties having populations of not less than 65,000 nor more than 95,000; providing clerks for the boards of equalization of all such counties whose compensation shall be payable from the county treasury.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 25; Nays 0.

Yeas:

Messrs.:	Folsom	McDermott	Pierce	
Bailes	Giles	Morrow	Radney	
Branyon	Gilmore	Nabors	Skidmore	
Carr	Givhan	O'Bannon	Stone	
Cooper	Goodwyn	Oden	Torbert	
Dominick	Harris	Pelham	Turner	
Engel	Leonard			—25

Nays: —0

The Bill:

S. 544. To apply only in counties having populations of not less than 65,000 nor more than 95,000; providing clerks for the boards of registrars of all such counties whose compensation shall be payable from the county treasury.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 25; Nays 0.

Yeas:

Messrs.:	Folsom	McCarley	Radney	
Bailes	Giles	McDermott	Skidmore	
Branyon	Gilmore	O'Bannon	Stone	
Carr	Givhan	Oden	Torbert	
Childs	Hawkins	Pelham	Turner	
Clark	Leonard	Pierce	Vacca	
Engel	Lolley			—25

Nays: —0

The Bill:

S. 543. To provide an expense allowance payable from the county treasury to the county court judges in counties which have a county court composed of two divisions and which have a population of not less than 65,000 nor more than 95,000.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 25; Nays 0.

Yeas:

Messrs.:	Giles	Lolley	Oden	
Branyon	Gilmore	McCarley	Skidmore	
Carr	Givhan	McDermott	Stone	
Childs	Goodwyn	Morrow	Torbert	
Clark	Harris	Nabors	Turner	
Cooper	Hawkins	O'Bannon	Vacca	
Dominick	Leonard			—25

Nays: —0

The Bill:

S. 554. To further regulate the liquor traffic in the municipality of

Madison in Madison County, making further provisions for issuance of liquor licenses, and repealing conflicting laws.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 25; Nays 0.

Yeas:

Messrs.:	Giles	McCarley	Pierce	
Bailes	Givhan	McDermott	Radney	
Branyon	Goodwyn	Morrow	Skidmore	
Carr	Harris	O'Bannon	Stone	
Childs	Jackson	Oden	Torbert	
Clark	Leonard	Pelham	Vacca	
Engel	Lolley			—25

Nays: —0

The Bill:

S. 553. To apply only in counties having populations of not less than 170,000 nor more than 300,000 according to the then next preceding federal census; authorizing the court of county commissioners, board of revenue or other like county governing body to appropriate public funds of the county for payment of certain equitable and just claims for which the county is not legally liable.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 25; Nays 0.

Yeas:

Messrs.:	Giles	Lolley	Oden	
Bailes	Givhan	McCarley	Pelham	
Branyon	Goodwyn	McDermott	Pierce	
Carr	Harris	Morrow	Radney	
Childs	Hawkins	Nabors	Skidmore	
Clark	Jackson	O'Bannon	Vacca	
Engel	Leonard			—25

Nays: —0

The Bill:

S. 564. To change the method of compensating certain officers of Baldwin County, placing such officers on a salary basis, and providing for the operation of their offices on such basis.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 25; Nays 0.

Yeas:

Messrs.:	Dominick	Lolley	Oden	
Bailes	Engel	McCarley	Skidmore	
Branyon	Gilmore	McDermott	Stone	
Carr	Givhan	Morrow	Torbert	
Childs	Goodwyn	Nabors	Turner	
Clark	Harris	O'Bannon	Vacca	
Cooper	Jackson			—25

Nays: —0

The Bill:

S. 558. To provide an additional expense allowance for the judge of the first judicial circuit, payable by the counties composing said circuit.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 25; Nays 0.

Yeas:

Messrs.:	Folsom	Leonard	Pelham	
Bailes	Giles	McDermott	Pierce	
Branyon	Gilmore	Morrow	Stone	
Carr	Goodwyn	Nabors	Torbert	
Childs	Harris	O'Bannon	Turner	
Cooper	Hawkins	Oden	Vacca	
Engel	Jackson			—25

Nays: —0

The Bill:

S. 559. To amend Section 2 of Act No. 317, H. 716, Regular Session 1963 (Acts 1963, p. 796), an act providing additional expense allowances for members of the governing bodies of counties having populations of not less than 17,800 nor more than 18,700.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 25; Nays 0.

Yeas:

Messrs.:	Cooper	Leonard	Pelham	
Adams	Engel	McDermott	Skidmore	
Albea	Folsom	Morrow	Stone	
Bailes	Giles	Nabors	Torbert	
Branyon	Harris	O'Bannon	Turner	
Carr	Hawkins	Oden	Vacca	
Childs	Jackson			—25

Nays: —0

The Bill:

S. 535. To create a hospital board in and for all counties having populations of not less than 51,000 nor more than 55,000, according to the most recent federal decennial census; to prescribe the jurisdiction, powers, and authority of the board with respect to the operation and maintenance of any county, municipal or other public hospital presently or hereinafter operated in said counties; to provide for the organization of the board, and for the appointment, qualifications, terms, compensation, powers, and duties of members of the board, and to repeal Act No. 374 approved July 6, 1943, Act No. 436 approved July 6, 1945, and all other conflicting laws.

was taken up.

Mr. Folsom offered the following amendment to the Bill, S. B. 535, to-wit:

AMENDMENT TO S. B. 535

In Section 1, strike out the last sentence and insert in lieu thereof the following: The board shall be composed of seven (7) members, six of whom shall be selected and appointed as follows:

Also, in Section 1, second paragraph, strike out the first three sentences thereof and insert in lieu thereof the following: The Governor shall appoint six members of the board upon nomination in writing by the members of the legislative delegation of any county to which this Act applies. The legislative delegation shall forthwith submit to the Governor the names of six reputable citizens of the county, each over the age of twenty-one years of which members at least one shall be an attorney at law and at least one shall be a doctor of medicine and at least four of the persons so nominated and appointed shall be from different districts of the county. The chairman or presiding judge of the court of county commissioners, board of revenue, or other like county governing body shall be a member of the board by virtue of his office. The person nominated and appointed from District One shall be for a term of two years; the person nominated and appointed from District Two shall be for a term of two years; the person nominated and appointed from District Three shall be for a term of two years; the person nominated and appointed from District Four shall be for a term of two years; and the two persons nominated and appointed from the county at large shall be for a term of four years and upon the expiration of the term of office of any member of the board the vacancy shall be filled by appointment for a term of four years in like manner and by the same appointing authority as heretofore set out.

Also, strike out Section 6 of the bill and insert in lieu thereof the following:

Section 6. The operation of this act is contingent upon the approval and levy of a special county tax as provided for in House Bill 655 enacted at the 1965 Regular Session of the Legislature of Alabama. If the levy of such special tax is approved and the tax is thereafter levied in the county, the act shall take effect simultaneously with the resolution or ordinance levying the tax; but if the special tax is not approved and levied, the act shall have no force or effect.

Which was adopted.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Leonard	Pelham	
Branyon	Folsom	Lolley	Pierce	
Carr	Givhan	McDermott	Radney	
Childs	Goodwyn	Nabors	Stone	
Clark	Harris	O'Bannon	Turner	
Cooper	Hawkins	Oden	Vacca	
Dominick	Jackson			—25

Nays: —0

And said Bill, S. B. 535, as thus amended, was then read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 25; Nays 0.

Yeas:

Messrs.:	Folsom	Leonard	Pelham	
Branyon	Gilmore	Lolley	Pierce	
Carr	Givhan	McDermott	Radney	
Childs	Goodwyn	Nabors	Stone	
Clark	Harris	O'Bannon	Turner	
Cooper	Hawkins	Oden	Vacca	
Dominick	Jackson			—25

Nays: —0

The Bill:

S. 450. To create a board of trustees to manage and control Florence State College; to prescribe the powers, duties, authority, and compensation of the board; to provide for the appointment and prescribe the term of office of members thereof; to divest the state department of education of all jurisdiction, power and authority with respect to the supervision, management and control of said college; and to provide for the transfer from said state department of education to the board of trustees of Florence State College of all supplies, funds, books, documents, records and other property or effects of such college.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 28; Nays 2.

Yeas:

Messrs.:	Cooper	Leonard	Pierce	
Adams	Engel	Lolley	Radney	
Albea	Folsom	McCarley	Skidmore	
Bailes	Giles	McDermott	Stone	
Branyon	Givhan	Morrow	Torbert	
Carr	Hawkins	Nabors	Turner	
Childs	Jackson	O'Bannon	Vacca	
Clark				—28

Nays: Messrs.: Dominick, Harris —2

The Bill:

S. 537. To alter, rearrange and extend the boundaries of the City of Decatur, in Morgan County:

was taken up.

Mr. Harris offered the following amendment to the Bill, S. B. 537, to-wit:

AMENDMENT TO S. B. 537

Amend S. B. 537 by striking therefrom Section 3, and add in lieu thereof the following:

"Section 3. This Act shall become effective on October 1, 1967."

Which was adopted.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Dominick	Leonard	Pelham	
Adams	Engel	McDermott	Pierce	
Albea	Giles	Morrow	Stone	
Carr	Gilmore	Nabors	Torbert	
Childs	Givhan	O'Bannon	Turner	
Clark	Harris	Oden	Vacca	
Cooper	Jackson			—25

Nays: —0

And said Bill, S. B. 537, as thus amended, was then read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 25; Nays 0.

Yeas:

Messrs.:	Dominick	Leonard	Pelham	
Adams	Engel	McDermott	Pierce	
Albea	Giles	Morrow	Stone	
Carr	Gilmore	Nabors	Torbert	
Childs	Givhan	O'Bannon	Turner	
Clark	Harris	Oden	Vacca	
Cooper	Jackson			—25

Nays: —0

ADJOURNMENT

At 7:40 P. M., Mr. Clark moved that the Senate adjourn until Thursday, August 17, 1967, at 10 o'clock A. M. Mr. Folsom moved as a substitute motion that the Senate adjourn until Thursday, August 17, 1967, at 11 o'clock A. M., which was adopted, and at 7:42 P. M., pending further consideration of the Bill, H. B. 714, the Senate adjourned until Thursday, August 17, 1967, at 11 o'clock A. M.

THIRTY-SECOND LEGISLATIVE DAY

THURSDAY, AUGUST 17, 1967

The Senate met pursuant to adjournment, Lieutenant Governor Brewer presiding.

PRAYER

The Session was opened with prayer by Rabbi Irving Rubin, Temple Agudath Israel, Montgomery, Alabama.

ROLL CALL

Present:

Messrs.:	Engel	Leonard	Pelham	
Albea	Folsom	Lindsey	Pierce	
Bailes	Giles	Lolley	Radney	
Branyon	Gilmore	McCarley	Skidmore	
Carr	Givhan	McDermott	Stone	
Childs	Goodwyn	Morrow	Torbert	
Clark	Harris	Nabors	Turner	
Cooper	Hawkins	O'Bannon	Vacca	
Dominick	Jackson	Oden		—34

JOURNAL

On motion of Mr. Cooper, the reading of the Journal of yesterday was dispensed with and same approved by the Senate.

REPORT OF COMMITTEE ON REVISION OF THE JOURNAL

Mr. President:

Your Standing Committee on Revision of the Journal begs leave to report that said Committee, in Session, has carefully examined the

Journal of the Senate for the Thirty-First Legislative Day and finds same correct and containing all original entries and references thereto required by the Constitution.

STEWART O'BANNON, JR.,
Chairman.

COMMITTEE REPORT

On motion of Mr. O'Bannon, the foregoing report was concurred in and the Journal of the Senate for the Thirty-First Legislative Day was approved by the Senate.

LEAVE OF ABSENCE

On motion of Mr. Cooper, leave of absence was granted Mr. Adams for today.

REPORT OF COMMITTEE ON ENROLLED BILLS

Mr. President:

Your Standing Committee on Enrolled Bills begs leave to report that said Committee, in session, has compared the following enrolled Senate Bills with the original Senate Bills, respectively, and finds same correctly enrolled, to-wit:

S. 189. To amend further Code of Alabama 1940, Title 45, Section 144 in relation to the allowance for feeding prisoners.

Also:

S. 410. Relating to counties having a population of not less than 65,000 nor more than 95,000 inhabitants, according to the last or any subsequent federal decennial census; prohibiting the sale of alcoholic beverages in certain places in such counties; prohibiting consumption of alcoholic beverages in certain places in such counties; levying a license tax on the sale or distribution of alcoholic beverages within the county in addition to all other taxes and licenses now imposed by law; creating a "Board of Control"; authorizing the Probate Judge to provide rules and regulations and administrative machinery for the enforcement and collection of the license tax levied under this Act; prescribing penalties for violation of the Act; and providing that the Act shall not be construed as authorizing or legalizing the sale of alcoholic beverages at any other places in such county in which a majority of the qualified electors of the county voting at a referendum held for that purpose have voted that the county shall be a dry county.

RICHARD DOMINICK,
Chairman.

SIGNING OF BILLS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the foregoing bills; the titles of which are set out in the foregoing report from the Committee on Enrolled Bills.

MESSAGE FROM THE GOVERNOR

To the Senate of Alabama
State Capitol
Montgomery, Alabama

Gentlemen:

I herewith transmit to you a message from the Governor, relative to the Board of Trustees of the University of South Alabama.

Respectfully submitted,

CECIL C. JACKSON, JR.,
Executive Secretary.

August 17, 1967

To the Senate of Alabama
State Capitol
Montgomery, Alabama

Gentlemen:

I have appointed, subject to your confirmation, Mr. H. E. Jackson, Georgiana, Alabama, as a member of the Board of Trustees of the University of South Alabama, succeeding Connie Justice, resigned, for the term expiring September 30, 1969.

Respectfully,

LURLEEN B. WALLACE,
Governor.

GOVERNOR'S MESSAGE

The foregoing Message from Her Excellency, the Governor, relative to the Board of Trustees of the University of South Alabama was read and referred to the Standing Committee on Rules.

MESSAGE FROM THE GOVERNOR

To the Senate of Alabama
State Capitol
Montgomery, Alabama

Gentlemen:

I herewith transmit to you a message from the Governor, relative to the Board of Trustees of the Alabama Institute for the Deaf and Blind.

Respectfully submitted,

CECIL C. JACKSON, JR.,
Executive Secretary.

August 17, 1967

To the Senate of Alabama
State Capitol
Montgomery, Alabama

Gentlemen:

I have appointed, subject to your confirmation, Mr. William S. Hurst, Talladega, Alabama, as a member of the Board of Trustees of the Alabama Institute for the Deaf and Blind for the term expiring November 28, 1972.

Respectfully,

LURLEEN B. WALLACE,
Governor.

GOVERNOR'S MESSAGE

The foregoing Message from Her Excellency, the Governor, relative to the Board of Trustees of the Alabama Institute for the Deaf and Blind was read and referred to the Standing Committee on Rules.

MESSAGE FROM THE GOVERNOR

To the Senate of Alabama
State Capitol
Montgomery, Alabama

Gentlemen:

I herewith transmit to you a message from the Governor, relative to the Alabama Alcoholic Beverage Control Board.

Respectfully submitted,

CECIL C. JACKSON, JR.,
Executive Secretary.

August 17, 1967

To the Senate of Alabama
State Capitol
Montgomery, Alabama

Gentlemen:

I have appointed, subject to your confirmation, Mr. Dewitt Reams, Mobile, Alabama, as Chairman of the Alabama Alcoholic Beverage Control Board, for the term expiring February 10, 1969; Mr. James E. Caldwell, Brundidge, Alabama, as a member for the term expiring February 10, 1971; and Mr. Frank V. Potts, Florence, Alabama, as a member for the term expiring February 10, 1973.

Respectfully,

LURLEEN B. WALLACE,
Governor.

GOVERNOR'S MESSAGE

The foregoing Message from Her Excellency, the Governor, relative to the Alabama Alcoholic Beverage Control Board was read and referred to the Standing Committee on Rules.

MESSAGE FROM THE GOVERNOR

To the Senate of Alabama
State Capitol
Montgomery, Alabama

Gentlemen:

I herewith transmit to you a message from the Governor, relative to the Board of Appeals for the Department of Industrial Relations.

Respectfully submitted,

CECIL C. JACKSON, JR.,
Executive Secretary.

August 17, 1967

To the Senate of Alabama
State Capitol
Montgomery, Alabama

Gentlemen:

I have appointed, subject to your confirmation, Mr. Frank Parker, Birmingham, Alabama, as a member of the Board of Appeals for the Department of Industrial Relations, representing Labor, for the term expiring March 28, 1973.

Respectfully,

LURLEEN B. WALLACE,
Governor.

GOVERNOR'S MESSAGE

The foregoing Message from Her Excellency, the Governor, relative to the Board of Appeals for the Department of Industrial Relations, was read and referred to the Standing Committee on Rules.

MOTION IN WRITING

Mr. Turner offered the following Motion in Writing, to-wit:

"Motion in Writing"

"Having voted with the prevailing side, I move that the vote by which Senate Bill 475 passed now be reconsidered."

RECESS

At 11:22 A. M., Mr. Turner moved that the Senate take a recess for forty-five minutes. Mr. Bailes moved as a substitute motion that the Senate take a recess for five minutes, which motion was lost.

Yeas 6; Nays 20.

Yeas:

Messrs.:	Childs	Gilmore	Morrow	
Bailes	Dominick	Hawkins		—6

Nays:

Messrs.:	Engel	Lindsey	Pelham	
Albea	Folsom	McCarley	Skidmore	
Branyon	Giles	McDermott	Stone	
Carr	Jackson	Nabors	Torbert	
Clark	Leonard	Oden	Turner	
Cooper				—20

Mr. Bailes then moved as a substitute motion that the Senate take a recess for fifteen minutes, which motion was lost.

Yeas 6; Nays 21.

Yeas:

Messrs.:	Childs	Gilmore	Morrow	
Bailes	Dominick	Hawkins		—6

Nays:

Messrs.:	Folsom	McCarley	Radney	
Branyon	Giles	McDermott	Skidmore	
Carr	Goodwyn	Nabors	Stone	
Clark	Jackson	Oden	Torbert	
Cooper	Leonard	Pelham	Turner	
Engel	Lindsey			—21

Mr. Bailes then moved as a substitute motion that the Senate take a recess for thirty minutes, which motion was lost.

Yeas 9; Nays 20.

Yeas:

Messrs.:	Childs	Harris	Morrow	
Bailes	Dominick	Hawkins	Skidmore	
Carr	Gilmore			—9

Nays:

Messrs.:	Folsom	Lindsey	Pelham	
Albea	Giles	McCarley	Radney	
Branyon	Goodwyn	McDermott	Stone	
Clark	Jackson	Nabors	Torbert	
Cooper	Leonard	Oden	Turner	
Engel				—20

The question then recurred on the motion of Mr. Turner and at 11:30 A. M., the Senate took a recess until 12:15 P. M.

Yeas 27; Nays 2.

Yeas:

Messrs.:	Cooper	Hawkins	Oden	
Albea	Engel	Jackson	Pelham	
Bailes	Folsom	Leonard	Pierce	
Branyon	Giles	Lindsey	Radney	
Carr	Gilmore	McCarley	Skidmore	
Childs	Givhan	McDermott	Stone	
Clark	Harris	Nabors	Turner	
				—27

Nays: Messrs.: Dominick, Morrow —2

The recess period having expired, the Senate was called to order by Lieutenant Governor Brewer.

A quorum of the Senate was present.

INTRODUCTION OF BILLS

Upon a call of districts bills were introduced, severally read one time and referred to appropriate standing committees, as follows:

By Mr. Radney:

S. 601. To amend further Code of Alabama 1940, Title 46, Section 264, which relates to a second examination for a license to practice medicine upon failure of applicant to pass the first examination.

Committee on Public Health.

By Messrs. McDermott and Engel:

S. 602. To provide further for funds for the maintenance and operation of a county health department under direction of a county health officer in all counties having populations of not less than 300,000 nor more than 500,000, according to the most recent federal decennial census.

Committee on Local Legislation No. 1.

By Mr. Skidmore:

S. 603. To alter, rearrange, and extend the Corporate Limits line of the City of Tuscaloosa, in Tuscaloosa County, Alabama.

Committee on Local Legislation No. 1.

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA
COUNTY OF TUSCALOOSA

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

To alter, rearrange, and extend the Corporate Limits line of the City of Tuscaloosa, in Tuscaloosa County, Alabama.

Be It Enacted by the Legislature of Alabama:

Section 1. That the Corporate Limits of the City of Tuscaloosa, Tuscaloosa County, Alabama, be altered, rearranged and extended so as to include within the Corporate Limits of said City the following additional territory:

Begin at a point on the Northwest corner of Section 28, Township 21 South, Range 10 West, and run in an easterly direction along the North boundary line of said Section 28 for a distance of 100 feet to a point; run thence South and parallel with the West boundary line of said Section 28 for a distance of 150 feet to a point; run thence West and parallel to the North boundary line of said Section 28 for a distance of 100 feet to a point on the West boundary line of said Section 28; run thence South along the West boundary line of Section 28 for a distance of 420.4 feet to a point which is the Southwest corner of the Resurvey of Lots 1 and 16 of the Clem Crawford Survey, as said Resurvey is shown in Plat Book 6 on page 158 of the Probate Records of Tuscaloosa County, Alabama; run thence West along the South boundary line of Lot 29 of said Resurvey of Lots 1 and 16 of the Clem Crawford Survey and along an extension line of the South line of said Lot 29 for a distance of 724.6 feet to a point which is on the West boundary line of 44th Avenue as shown and described on said plat; run thence North along the West boundary line of said 44th Avenue for a distance of 670.3 feet to a point; run thence East for a distance of 439.55 along the North boundary line of Lots 1, 20, 21 and 22 of the said plat to a point which is the Northeast corner of said Lot 22; run thence North for a distance of 385 feet to a point on the North boundary line of Section 29; run thence along the North boundary line of Section 29 for a distance of 146.8 feet to a point which is the point of beginning.

Section 2. That this Act shall become effective immediately upon its passage and approval by the Governor or upon its otherwise becoming a law.

Graphic Aug. 3, 10, 17. C.

STATE OF ALABAMA
COUNTY OF TUSCALOOSA

I hereby certify that the attached notice was published in Graphic, a newspaper published in and having a general circulation in the City and County of Tuscaloosa, Alabama, once a week for three consecutive weeks; viz August 3, August 10, and August 17, 1967.

LULLENE DUBOSE,
Legal Clerk.

Subscribed and sworn to before me on this the 15th day of August, 1967.

MRS. BETTY PEARY,
Notary Public.

By Mr. Jackson:

S. 604. Relating to counties having populations of not less than 48,500 nor more than 49,500; providing an additional allowance for the tax assessors and tax collectors of such counties.

Committee on Local Legislation No. 1.

By Mr. Clark:

S. 605. Relating to Barbour County: providing for distribution of a portion of the county's share of the state gasoline excise tax to the incorporated municipalities in the county.

Committee on Local Legislation No. 1.

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA
COUNTY OF BARBOUR

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

Relating to Barbour County: providing for distribution of a portion of the county's share of the state gasoline excise tax to the incorporated municipalities in the county.

Be It Enacted by the Legislature of Alabama:

Section 1. The board of revenue, court of county commissioners or other like governing body of Barbour County is hereby authorized and directed to appropriate and set aside ten percent of the county's share of the state gasoline excise tax provided for by Code of Alabama 1940, Title 51, Sections 655 and 657, to be distributed to the several incorporated municipalities in the county on the basis of the ratio of the population of each municipality to the total population of all muni-

cipalities in the county according to the most recent federal decennial census.

Section 2. The funds required to be appropriated and set aside by the provisions of this act shall be appropriated for the fiscal year commencing October 1, 1967, and each fiscal year thereafter; and shall be paid to the respective municipalities monthly as soon as practicable after the county receives its portion of the state gasoline excise tax. All moneys received by municipalities under this act shall be used and expended exclusively for the construction, improvement and maintenance of highways and streets, for traffic control, and administrative expenses in connection therewith, including the retirement of bonds for the payment of which such revenues may be pledged.

Section 3. The provisions of this act are severable. If any part of the act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 4. All laws or parts of laws which conflict with this act are repealed.

Section 5. This act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

STATE OF ALABAMA
COUNTY OF BARBOUR

Before me, Yvonne W. Howard, a Notary Public in and for said State and County, personally appeared Joel P. Smith, who being sworn, deposes and says on oath, that he is the Publisher of The Eufaula Tribune, a newspaper published semi-weekly, in the City of Eufaula, Barbour County, Alabama, and that the foregoing attached notice Notice Attached was published in said newspaper four (4) times, the same appearing in the issues dated: June 22-29 July 6-13, 1967.

JOEL P. SMITH.

Sworn to and subscribed before me this the 13 day of July, 1967.

YVONNE W. HOWARD,
Notary Public, Barbour Co., Ala.

By Mr. Lindsey:

S. 606. To amend Section 28 (1), Subdivision 1, Article 23A, Title 14A of the Code of Alabama, Recompiled 1958, 1965 Cumulative Supplement, as last amended (1961, P. 455, appvd. Aug. 7, 1961), providing for additional clerk in office of judge of probate, and fixing the compensation therefor.

Committee on Local Legislation No. 1.

By Mr. Lolley:

S. 607. Relating to counties having populations of not less than 22,000 nor more than 22,350 according to the most recent federal decennial census; exempting vessels operated on private lakes or ponds in such counties from the requirement to carry life preservers.

Committee on Local Legislation No. 1.

By Mr. Clark:

S. 608. Relating to administration of the State Highway Department; prescribing the salary of the Executive Assistant Highway Director.

Committee on Public Buildings and Grounds.

By Mr. Carr:

S. 609. Relating to all counties having populations of not less than 47,000 nor more than 49,000, according to the most recent federal decennial census, providing further for the expense allowances of the chairman and members of the county governing body.

Committee on Local Legislation No. 1.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and adopted the following House Joint Resolution and sends same herewith to the Senate for its consideration:

By Messrs. Bassett and Hardin:

H. J. R. 85. BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES CONCURRING, That that strip of road in Pike County, Alabama, known as Highway 201, which connects U. S. Highway No. 29 South, from a point one mile East of Banks, Alabama, to Alabama Highway No. 93 at a point two miles Southeast of Banks, Alabama, near the Atlantic Seaboard Railroad and Bethel Baptist Church is hereby designated and shall be known as "The William Bartley Crawley Road."

BE IT FURTHER RESOLVED, That the state highway department is authorized and directed to have erected and maintained at the entrances to the road appropriate signs or markers designating the road as hereabove provided.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

On motion of Mr. Lolley, the Rules were suspended and the Resolution, H. J. R. 85, set out in the foregoing Message from the House, was concurred in and adopted by the Senate.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and adopted the following House Joint Resolution and sends same herewith to the Senate for its consideration:

By Mr. Edington:

H. J. R. 84. WHEREAS, Representative Clara Stone Collins, Alabama's only lady legislator, is an active member of the National Order of Women Legislators, and

WHEREAS, Representative Collins has served as Recording Secretary of the Order for a two-year term, and is now serving a two-year term as a Vice President of the Order, having been elected in the 1966 National Convention in Detroit, Michigan, and

WHEREAS, it is to the best interest of the State of Alabama that this Legislature be represented on the Executive Board of this National Order and at its annual Conventions,

NOW THEREFORE BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF ALABAMA, THE SENATE CON-

CURRING, that Representative Clara Collins be commended on her election as Vice President of the National Order of Women Legislators, and

BE IT FURTHER RESOLVED, that Representative Clara Stone Collins be appointed as Alabama's official delegate to the National Order of Women Legislators Conventions of 1967 and 1968, with her ordinary and necessary expenses incurred in attending these Conventions being reimbursed from the funds appropriated to the use of the Alabama Legislature, upon certificate of the Clerk of the House and that she shall report to the session of the Alabama Legislature next following her attendance at each of these National Conventions.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

On motion of Mr. Pelham, the Rules were suspended and the Resolution, H. J. R. 84, set out in the foregoing Message from the House, was concurred in and adopted by the Senate.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and adopted the following House Joint Resolution and sends same herewith to the Senate for its consideration:

By Messrs. Smith (C), Hogan, Edington, Perloff, Fine, Fite, Owen (Baldwin), Wood, Collins (M), Downing, Collins (C), McLain and Springer:

H. J. R. 83. WHEREAS, the Tennessee-Tombigbee Waterway Development Authority was created by an interstate compact between the states of Alabama and Mississippi, and has been amended by due process of law to include the additions of the states of Tennessee and the Commonwealth of Kentucky; and whereby the Compact provides for the admission into such compact by any other contiguous state which is contiguous with any member state subject to the approval by the legislature of each of the member states; and

WHEREAS the state of Florida is such a contiguous state and desires to be admitted into this compact, and the Florida Legislature thereof has approved the execution of entry into the compact by the Governor of Florida, and has made provisions for the selection of its member representatives and necessary administration conditions;

NOW THEREFORE BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES CONCURRING:

1. That the admission of the State of Florida into the Tennessee-Tombigbee Waterway Development Compact is hereby approved, and that the State of Florida shall become a party to the Compact upon its execution by the Governor of Florida and upon the approval of the admission of the State of Florida by the Legislature of the States of Mississippi, Tennessee and Kentucky.

2. That the Clerk of the House of Representatives of Alabama is hereby requested to transmit duly certified copies of this resolution to the Governors of Kentucky, Mississippi, Tennessee and Florida and to the Secretary-Administrator of the Tennessee-Tombigbee Waterway Development Authority.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

On motion of Mr. McDermott, the Rules were suspended and the Resolution, H. J. R. 83, set out in the foregoing Message from the House, was concurred in and adopted by the Senate.

FURTHER CONSIDERATION OF MOTION IN WRITING

The Senate proceeded to further consideration of the Motion in Writing offered by Mr. Turner relative to S. B. 475.

MOTION TO RECESS LOST

At 12:35 P. M., Mr. Morrow moved that the Senate take a recess until 1:30 P. M., which motion was lost.

Yeas 10; Nays 21.

Yeas:

Messrs.:	Childs	Harris	Pierce	
Albea	Dominick	Hawkins	Vacca	
Bailes	Gilmore	Morrow		—10

Nays:

Messrs.:	Folsom	Lolley	Pelham	
Branyon	Giles	McCarley	Skidmore	
Carr	Goodwyn	McDermott	Stone	
Clark	Jackson	Nabors	Torbert	
Cooper	Leonard	Oden	Turner	
Engel	Lindsey			—21

FURTHER CONSIDERATION OF MOTION IN WRITING

The Senate proceeded to further consideration of the Motion in Writing offered by Mr. Turner relative to S. B. 475.

REPORTS OF COMMITTEES

Mr. Turner, Chairman of the Standing Committee on Finance and Taxation, reported that said Committee, in Session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit:

By Messrs. Grayson and Downing:

H. 636. To amend Act Number 280, H. B. 109, Acts of Alabama, Special Session of 1965, approved May 5, 1965, which relates to the appointment and compensation of Deputy District Attorneys of the Thirteenth Judicial Circuit.

By Mr. Smith (C):

H. 801. To further amend Section 1 of Act 467, Acts of Alabama, 1963, Volume 2, page 1019, an Act providing for Supernumerary Circuit Solicitors of the State.

Mr. Turner, Chairman of the Standing Committee on Finance and Taxation, reported that said Committee, in Session, had acted on the following bill and ordered same returned to the Senate with a favorable report, with amendment, and it was read a second time and placed on the calendar, to-wit:

By Mr. Giles (with amendment):

S. 416. To establish in Alabama a state commission to be known as THE COMMISSION FOR THE PRESERVATION OF HISTORIC CEMETERIES; providing for the membership of the commission and for the terms of office, compensation, duty and authority of the commissioners, and making an appropriation to the use of the commission.

Mr. Turner, Chairman of the Standing Committee on Finance and Taxation, reported that said Committee, in Session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit:

By Messrs. Goodwyn and Pierce:

S. 427. To appropriate the sum of Fifteen Thousand Dollars to the State Department of Education for the purpose of creating a revolving fund for purchases for the various divisions of said department.

By Mr. Lolley:

S. 567. To amend further Section 2 of Act No. 217 enacted at the 1967 Special Session of the Legislature of Alabama so as to exempt from the provisions of said act certain contracts relative to the rental, repair and replacement of parts of heavy duty equipment.

By Mr. Turner:

S. 580. To make an appropriation for the payment of expenses of the Legislature.

By Mr. Turner:

S. 581. To authorize, regulate and provide for the payment by the State of Alabama of compensation to the surviving dependents of any Alabama national guardsman who is killed or whose death results from an injury received while he is engaged in the performance of his duties in quelling riots, routs, or civil disturbances; to designate the state board of adjustment as the state agency or awarding authority to hear, determine and order the payment of claims for compensation hereunder; to make an appropriation for payment of awards.

By Messrs. Cooper, Turner, Engel, Goodwyn, Clark, Lolley, Givhan, Pelham, Giles, Stone, Pierce, Branyon and Adams:

S. 596. To amend Section 6, Act No. 367, Acts of Alabama, 1957, Title 52, Section 61 (6), Code of Alabama, 1940 (Recompiled, 1958), relating to the assignment and transfer of teachers in the schools of the state.

By Messrs. Goodwyn, Engel and Turner:

S. 584. To amend Section 2, Act No. 223, First Special Session, Legislature of 1967, with reference to license and registration fees on private passenger automobiles and motorcycles and to provide for the payment of such fees on private passenger automobiles on a declining basis.

By Messrs. Giles, Lolley and Jackson:

S. 598. To levy and provide for the collection and distribution of an additional tax on gasoline and motor fuels to be in lieu of all local tax levies on such gasoline and motor fuels, including kerosene.

Mr. Folsom, Chairman of the Standing Committee on Local Legislation No. 1, reported that said Committee, in Session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit:

By Mr. Berryman (R):

H. 754. To apply only in counties having not less than 22,550 nor more than 24,550 inhabitants; providing for the appointment of an additional clerk or assistant to the clerk by the circuit court clerk and for payment of his compensation by the county.

By Mr. Berryman (R):

H. 755. To apply only in counties having populations of not less than 22,550 nor more than 24,550; providing for the appointment and compensation of a clerk for the sheriff.

By Messrs. Berryman (W) and Graham:

H. 878. To apply only in counties having populations of not less than 21,900 nor more than 22,300, fixing the compensation of members of the jury commission.

By Mr. Oden (with notice and proof):

S. 583. To amend Act No. 516, of H. 1003, Regular Session 1959, which act levies county privilege license and excise taxes for public school purposes in Franklin County (Acts 1959, v. 2, p. 1267), so as to make further provisions respecting distribution of the proceeds of such taxes.

By Mr. Fite (with notice and proof):

H. 871. Relating to Marion County; authorizing the court of county commissioners, board of revenue, or like governing body of the county to levy additional privilege license and excise taxes for educational purposes, paralleling the state sales and use taxes provided for in Act No. 100, H. 94, Second Special Session 1959 (Acts 1959, p. 298), as amended, and Code of Alabama 1940, Title 51, Chapter 20, Article 11, as amended, when such a levy is approved at an election called for such purpose; providing for the ordering and holding of such election; providing for the collection of such taxes by the State Department of Revenue, and for the distribution of the proceeds thereof; restricting the application of this Act to areas of the county outside the corporate limits of the City of Winfield; providing for the enforcement of the Act; and providing penalties for violations of the Act.

By Mr. Snell (with notice and proof):

H. 702. To amend Section 1 of Act No. 129, S. 54, approved September 15, 1961, an act fixing the compensation of the deputy solicitor of Chambers County.

By Mr. Harris (with notice and proof):

S. 594. Relating to Limestone County; providing further for meetings and compensation of members of the County Board of Education of such county.

By Mr. Holladay (with notice and proof):

H. 804. To alter or rearrange the boundary lines of the Town of Springville, St. Clair County, Alabama, so as to include within the corporate limits of said town all territory now within such corporate limits, and also certain other territory in St. Clair County, Alabama.

By Messrs. Starnes, McDonald and Drake (with notice and proof):

H. 799. Relating to Marshall County; further regulating the keeping of records in the Marshall County Court; eliminating the recording of certain documents in what is commonly designated "final record books," and providing that the originals of such documents shall constitute the final record in both civil cases at law and criminal cases in such court; and providing for the safekeeping of such final records.

By Messrs. Starnes, McDonald and Drake:

H. 820. Relating to counties having populations of not less than 47,000 nor more than 49,000, according to the most recent federal decennial census, providing further for clerk hire allowances for certain county officers, repealing conflicting laws.

By Messrs. Starnes, McDonald and Drake:

H. 819. To apply only in counties having populations of not less than 47,000 nor more than 49,000; fixing the compensation of the deputy district attorney of any such county.

By Messrs. McDonald, Starnes and Drake (with notice and proof):

H. 798. To provide for newspaper publication of legal notices in Marshall County, repealing conflicting laws.

By Mr. Carr (with notice and proof):

S. 578. To alter, rearrange and extend the boundary lines and corporate limits of the City of Boaz in Marshall County.

By Messrs. Foshee and Jackson (F) (with notice and proof):

H. 776. Relating to Covington County; providing for the method of acknowledging full or partial satisfaction of any recorded mortgage or other lien in the records of the office of the judge of probate of Covington County.

By Mr. Torbert (with notice and proof):

S. 582. To extend the boundary lines of the City of Opelika in Lee County, Alabama and to include within the boundaries of said municipality certain additional territory.

By Messrs. Foshee and Jackson (F) (with notice and proof):

H. 775. To amend further Section 11 of Act No. 22, H. 160, Regular Session 1945, an act abolishing the court of county commissioners of Covington County and creating a board of revenue (Local Acts 1945, p. 23), in relation to the compensation of the president and members of the board of revenue.

By Messrs. Foshee and Jackson (F) (with notice and proof):

H. 778. Relating to Covington County; authorizing the judge of probate to provide for the microfilming of records required to be recorded in the office of the judge of probate; making the provisions of this Act retroactive.

By Mr. Neville:

H. 748. Relating to counties having populations of not less than 20,000 nor more than 25,000 inhabitants and two courthouses; providing an expense allowance for the tax collectors of such counties.

By Messrs. Agee and McCorquodale:

H. 689. To apply only in counties having populations of not less than 15,300 nor more than 15,400, making further provisions for the compensation of the chairman and members of the court of county commissioners of such counties.

By Messrs. Agee and McCorquodale (with notice and proof):

H. 690. To provide an additional expense allowance for members of the court of county commissioners, board of revenue or other like governing body of Washington County; to provide an effective date and an expiration date for operation of the Act.

By Messrs. Agee and McCorquodale (with notice and proof):

H. 738. To authorize the governing body of Washington County, Alabama to pay the sum of $410.00 to Mallie J. Palmer and the sum of $410.00 to D. G. Smith out of the gasoline tax fund, road and bridge fund or any other fund in the County treasury not otherwise appropriated to reimburse them for medical and other expenses in connection with an automobile accident on a public road in Washington County, Alabama.

By Messrs. McCorquodale and Agee:

H. 808. To provide additional compensation for the official court reporter of the First Judicial Circuit of Alabama.

By Mr. Cooper:

S. 595. To provide an expense account for coroners in counties having populations not less than 22,372 nor more than 24,000 in lieu of all fees he now receives.

By Messrs. Stembridge and Crawford (with notice and proof):

H. 785. To provide for the appointment of Deputy District Attorneys for Houston County, Alabama, to re-designate the office of County or Deputy Solicitor as the office of Deputy District Attorney; and to provide for the appointment, duties and compensation of such officers.

By Mr. Snodgrass et al:

H. 892. To amend Act No. 23, H. 109, Special Session 1964, an act applying only in counties having populations of not less than 110,000 nor more than 160,000 according to the most recent federal decennial census; fixing and providing for the payment of compensation of the members and chairman of the county governing body. (Acts, First and Second Special Sessions 1964, p. 44).

By Mr. Snodgrass et al:

H. 759. To provide for official court reporters in all circuit courts in all counties in the State of Alabama having a population of not less than 170,000 nor more than 300,000 inhabitants according to the then next preceding Federal census; to fix the duties and status and authority of such court reporters; and to provide for the appointment of such court reporters by each circuit judge in such counties and to provide for the compensation and salary of such court reporters.

By Mr. Pennington et al:

H. 534. To provide for public highways, streets, and bridges in any county having a population as great as 170,000 and not exceeding 300,000, according to the last or any succeeding federal census; and to that end to require that each such county provide the services of a county engineer

for its highway, street and bridge program and to make further provisions for the distribution among any such county and the municipalities therein of (1) those portions of the net proceeds from the state gasoline excise tax that are allocated or apportioned to such county by Sections 3 and 4 of Act No. 224 adopted at the special session of the Legislature of Alabama that convened on March 2, 1967, and (2) those portions of the net proceeds from the state motor vehicle license taxes and registration fees that are referred to in paragraphs (b) and (c) of Section 713 of Title 51 of the Code of Alabama of 1940, as amended, and that are provided in the said paragraphs to be paid or allocated to any such county and the municipalities therein.

By Mr. Pennington et al:

H. 891. To amend Sections 7 and 16 of Act No. 780, which act applies only in counties having populations of not less than 110,000 nor more than 165,000 according to the most recent federal decennial census, enacted at the 1961 Regular Session of the Legislature of Alabama so as to broaden the power of Airport Authorities organized thereunder to sell and convey their properties and so as to provide that any deeds or other documents whereby properties are conveyed to any such Airport Authority, any indentures executed by any such Authority and any leases made by any such Authority may be filed for record in the office of the Judge of Probate of the county that authorized the incorporation of such Authority, without the payment of any tax or fees other than such fees as are prescribed by law for the recording of such instruments.

By Mr. Pennington et al (with notice and proof):

H. 894. To provide for public highways, streets, and bridges in Madison County; and to that end to require that the said county provide the services of a county engineer for its highway, street and bridge program and to make provisions for the distribution among the said county and the municipalities therein of (1) those portions of the net proceeds from the state gasoline excise tax that are allocated or apportioned to the said county by Sections 3 and 4 of Act No. 224 adopted at the special session of the Legislature of Alabama that convened on March 2, 1967, and (2) those portions of the net proceeds from the state motor vehicle license taxes and registration fees that are referred to in paragraphs (b) and (c) of Section 713 of Title 51 of the Code of Alabama of 1940, as amended, and that are provided in the said paragraphs to be paid or allocated to the said county and the municipalities therein.

By Mr. Snodgrass et al:

H. 893. To apply only in counties having populations of not less than 170,000 nor more than 300,000 according to the then next preceding federal census; authorizing the court of county commissioners, board of revenue or other like county governing body to appropriate public funds of the county for payment of certain equitable and just claims for which the county is not legally liable.

By Mr. Laxson et al (with notice and proof):

H. 895. To further regulate the liquor traffic in the municipality of Madison in Madison County, making further provisions for issuance of liquor licenses, and repealing conflicting laws.

By Mr. Laxson et al:

H. 758. To provide, in any county of the State of Alabama having a population of not less than 115,000 or more than 160,000, according to the last or any subsequent decennial census for the incorporation of an authority to lease or own or otherwise acquire and provide, control and operate coliseums, parks, exhibits, exhibitions, fairgrounds and

other installations, facilities, and places for the amusement, entertainment, recreation, and cultural development of the citizens of said county; to provide for the management of said authority by a board of directors; to provide for the appointment, and term of office and removal of said directors; to provide for the powers of such authority; to authorize the county, or any city within such county, to lease or sell and convey to the authority real or personal property; to provide for the terms and conditions on which said authority may conduct, operate, manage or promote amusements or recreational activities; to empower such authority to construct or acquire recreational facilities and installations for amusement; to empower the authority to borrow money and issue bonds and execute mortgages or other conveyances as security for money so borrowed; to authorize the county or any city within said county to make appropriations or to lend money to the authority; and to accord the authority exemption from State, county and city taxation.

By Mr. Grayson et al:

H. 637. To amend further Act No. 263, S. 222, Special Session 1961 (Acts 1961, p. 2280), relating to the compensation of election officers in counties having populations of not less than 300,000 nor more than 500,000.

By Messrs. Grayson, Hogan and Downing (with notice and proof):

H. 761. To fix the salary of the clerk of the court of general sessions at Mobile County and to regulate the payment thereof.

By Mr. Bolton (with notice and proof):

H. 858. To alter, rearrange and extend the corporate limits of the City of Sylacauga, Talladega County, Alabama.

By Mr. Bolton (with notice and proof):

H. 857. To alter, rearrange and extend the corporate limits of the City of Sylacauga, Talladega County, Alabama.

Mr. Folsom, Chairman of the Standing Committee on Local Legislation No. 1, reported that said Committee, in Session, had acted on the following bill and ordered same returned to the Senate with a favorable report, with amendment, and it was read a second time and placed on the calendar, to-wit:

By Messrs. McDermott and Engel (with notice and proof) (with amendment):

S. 588. To provide retirement allowances for certain elected officials of Mobile County and of incorporated municipalities therein; providing for contributions by elected officials from the salaries paid them as public officials; providing for certain payment in event of disability; providing for approval of a majority of the voters in the respective political subdivisions before the provisions of this act can become operative as to any such subdivision.

Mr. Folsom, Chairman of the Standing Committee on Local Legislation No. 1, reported that said Committee, in Session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit:

By Mr. Pearson:

H. 795. To apply only in counties having populations of not less than 15,400 nor more than 16,000; providing an expense allowance payable from the county treasury for the use of the coroner.

By Messrs. Pierce and Goodwyn (with notice and proof):

S. 587. To amend Act No. 118, Local Acts of 1939, page 66, approved March 8, 1939, which said act is entitled: "AN ACT to create and establish a Board of Jury Supervisors in Montgomery County, Alabama, to provide that the Circuit Judges, the Judge of Probate, the Sheriff, and the Clerk of the Circuit Court of Montgomery County shall constitute The Board of Jury Supervisors and to confer upon them all the jurisdiction and all the powers and authority which is now or which may hereafter be by law vested in Jury Boards and Jury Commissions in this State; to provide that they shall perform and discharge all the duties of Jury Boards and Jury Commissions without compensation, except as provided by this Act; to authorize them to elect one of their number President of such Board of Jury Supervisors, and to provide that the Clerk of the Circuit Court of Montgomery County shall be ex-officio clerk of such Board of Jury Supervisors; to fix his salary as such clerk, the manner of its payment, and to provide for the delivery to this Board of the papers and records of any former Board of Jury Supervisors, Jury Board or Jury Commission of Montgomery County." To repeal that portion of Act No. 100, General Acts of Alabama, Regular Session, 1965, page 152, approved July 7, 1965 which amends Section 3(a) of Act No. 250, General Acts of Alabama, Regular Session, 1959.

By Messrs. Merrill, Lybrand and Burgess:

H. 873. To apply only in counties having populations of not less than 76,000 nor more than 96,000 according to the most recent federal decennial census, authorizing municipal corporations to make valid conveyances of certain surplus property.

By Messrs. Culver and Bank:

H. 877. To apply only in counties having populations of not less than 100,000 nor more than 115,000 according to the most recent federal decennial census; making provisions for recording change of ownership of motor vehicles, and prescribing penalties.

By Messrs. Bank, Culver and Brown:

H. 737. Regulating the practice of barbering; prescribing the terms upon which licenses may be issued to practitioners of barbering, including students and apprentices; regulating barber shops, barber schools and instructors; providing for the appointment of a County Board of Barber Commissioners, and defining the duties of said Board; prescribing fees; defining certain misdemeanors and providing penalties for violation thereof in all counties having a population of not less than 100,000 nor more than 115,000 inhabitants according to the last or any subsequent federal decennial census.

By Mr. Nabors (with notice and proof):

S. 590. To alter, rearrange and extend the boundary lines of the City of Gadsden, Alabama in Etowah County, Alabama, so as to include within the corporate limits of said City certain property therein set out and described.

By Mr. Nabors:

S. 589. To provide additional and alternate methods of annexation of certain territory to municipalities in counties in the State of Alabama having a population of not less than ninety-six thousand (96,000) nor more than one hundred six thousand (106,000) inhabitants according to the last or any subsequent Federal Census.

By Mr. Nabors:

S. 591. Relating to counties having populations of not less than 96,000 nor more than 106,000 according to the most recent federal decennial census; providing for and establishing a central purchasing system further regulating purchasing for each such county, and for all officers, offices, departments and instrumentalities of each such county, including the county board of education; creating and providing for the operation of a county purchasing department under the supervision and control of a county purchasing agent in each such county; providing for the appointment, term of office and compensation of the county purchasing agent and for the payment of the costs and expenses of the purchasing department jointly by the county governing body and the county board of education.

By Messrs. Wright, Malone and Owens (W. E.):

H. 749. To repeal Act No. 343, H. 296, approved September 12, 1966, entitled "An Act to apply only in counties having populations of not less than 96,000 nor more than 106,000; providing for election of county commissioners or members of county governing bodies by districts."

By Messrs. Owens (W. E.), Wright and Malone:

H. 782. To provide for the distribution among the municipalities in any county having a population as great as 96,000 and not exceeding 108,000, according to the last or any succeeding federal decennial census, of a portion of the State Gasoline Excise Tax paid to such county pursuant to the provisions of Section 5(b) of Act No. 224 adopted at the special session of the Legislature of Alabama that convened on March 2, 1967.

By Mr. Nabors (with notice and proof):

S. 593. Relating to Etowah County; to provide for the appointment of the county superintendent of education; to prescribe the qualifications, duties, term of office, and compensation of such officer; and to repeal all conflicting laws.

By Messrs. McDermott and Engel:

S. 599. To provide further for funds for the maintenance and operation of a county health department under direction of a county health officer in all counties having populations of not less than 300,000 nor more than 500,000, according to the most recent federal decennial census; requiring contributions by incorporated municipalities in such counties.

Mr. Folsom, Chairman of the Standing Committee on Local Legislation No. 1, reported that said Committee, in Session, had acted on the following bills and ordered same returned to the Senate with a favorable report, with amendment, and they were severally read a second time and placed on the calendar, to-wit:

By Messrs. Meade and Beck (with amendment):

H. 909. To apply only in counties having populations of not less than 16,150 nor more than 17,350; providing expense allowances for tax collectors of such counties.

By Messrs. Meade and Beck (with amendment):

H. 910. To apply only in counties having populations of not less than 16,150 nor more than 17,350; providing expense allowances for tax assessors of such counties.

Mr. Folsom, Chairman of the Standing Committee on Local Legislation No. 1, reported that said Committee, in Session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit:

By Messrs. Meade and Beck (with notice and proof):

H. 815. To authorize and provide for clerical assistance to the Circuit Clerk, Probate Judge, Tax Assessor, Tax Collector, Register in Chancery, County Judge, and Sheriff of Cherokee County, Alabama, to provide for the selection, employment, and discharging of such assistants, to fix their compensation, and provide for the payment thereof out of the County funds.

By Messrs. Shumate and Dobbs:

H. 807. To apply only in counties having populations of not less than 51,000 nor more than 55,000; authorizing the court of county commissioners, board of revenue, or other like governing body of any such county to provide automobiles or other automotive equipment for the use of the sheriff and his deputies in and about the performance of their duties.

By Messrs. Beck and Meade (with notice and proof):

H. 779. An Act relating to the Municipality of the Town of Hammondville, Alabama in DeKalb County; to alter, re-arrange and extend the boundaries of Town of Hammondville.

By Messrs. Beck and Meade:

H. 814. To propose an amendment to the Constitution of Alabama, relating to the levying and collection of special property tax for educational purposes in the City of Fort Payne, DeKalb County, Alabama.

The above Bill was read a second time at length as required by the Constitution.

By Mr. Williams:

H. 879. To apply only in counties having populations of not less than 36,600 nor more than 37,600; providing expense allowances for coroners of all such counties.

By Messrs. Meade and Beck:

H. 705. To apply only in counties having not less than 16,200 nor more than 17,200 according to the most recent federal decennial census; authorizing the chairman or president of the county governing body to make expenditures from the county road, bridge and public building fund.

By Messrs. Meade and Beck (with notice and proof):

H. 813. To amend Section 2 of Act No. 506, S. 454, Regular Session 1963 (Acts of Alabama 1963, page 1093) relating to the Compensation of the County Superintendent of Education of Cherokee County, Alabama.

By Messrs. Beck and Meade:

H. 876. To apply only in counties having populations of not less than 40,000 nor more than 45,000; providing an expense allowance for judges of the county court in such counties.

By Messrs. Beck and Meade:

H. 366. Fixing the salaries of the Sheriff, Tax Assessor, Tax Collector, Register, and Circuit Clerk of DeKalb County, Alabama, and to provide payment of same.

By Mr. Radney:

S. 579. To authorize the establishment of branch banks in counties having a population of not less than 26,000 nor more than 27,000.

By Messrs. Bassett and Hardin:

H. 904. To apply only in counties having populations of not less than 25,800 nor more than 26,500; authorizing the boards of education of all such counties to purchase sites for, construct, erect and equip and operate technical and special schools within city school systems.

By Mr. Givhan (with notice and proof):

S. 600. To alter, re-arrange and extend the boundary lines and corporate limits of the City of Selma, Dallas County, so as to annex certain territory to the city.

Mr. Folsom, Chairman of the Standing Committee on Local Legislation No. 1, reported that said Committee, in Session, had acted on the following bill and ordered same returned to the Senate with a favorable report, with substitute, and it was read a second time and placed on the calendar, to-wit:

By Messrs. Pierce and Goodwyn (with substitute):

S. 569. Relating to counties having a population of not less than 120,000 or more than 200,000, according to the last or any subsequent federal decennial census; establishing compensation of the members of the Board of Revenue or other courts of like jurisdiction in all such counties.

Mr. Folsom, Chairman of the Standing Committee on Local Legislation No. 1, reported that said Committee, in Session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to-wit:

By Messrs. Melton and Garrett (with notice and proof):

H. 741. To provide for and regulate the commissions of the tax assessor of Conecuh County for assessing municipal taxes and to repeal conflicting laws.

Mr. Gilmore, Chairman of the Standing Committee on Mining and Manufacturing, reported that said Committee, in Session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to-wit:

By Mr. Headley et al:

H. 223. To express the public policy of the State of Alabama relative to the payment of prevailing minimum wages in the particular area on all projects of the state or its agencies, to require that the prevailing wages be ascertained in advance of such projects and that all bidders therein be bound by these determinations and all contractors be required to comply therewith; to define what is included in the term "wages" and to set forth the method of making the said determinations; and to authorize local governing bodies to make similar requirements in their contracts for public works.

Mr. Turner, Chairman of the Standing Committee on Public Buildings and Grounds, reported that said Committee, in Session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit:

By Messrs. Steagall and Cook (Coffee):

H. 642. To amend Code of Alabama 1940, Title 52, Section 298, in relation to the minimum age at which children may enter school.

By Mr. Nabors:

S. 592. Relating to Civil Defense; requiring protection from radiological fallout to be incorporated in the construction of certain State-owned buildings; authorizing radioactive fallout protection in school buildings constructed in Alabama: Providing for participation in Federal assistance programs for this purpose: And declaring an emergency.

By Mr. Goodwyn:

S. 586. To authorize the Alabama public school and college authority, a public corporation, to issue and sell additional bonds in the principal amount of $5,000,000 for the purpose of constructing, equipping, establishing, creating, supporting and maintaining a four-year college at Montgomery under the supervision and control of the board of trustees of Auburn University.

Mr. Morrow, Chairman of the Standing Committee on Local Legislation No. 2, reported that said Committee, in Session, had acted on the following bill and ordered same returned to the Senate with a favorable report, with substitute, and it was read a second time and placed on the calendar, to-wit:

By Mr. Gloor et al (with substitute):

H. 823. To levy in each county of the State having a population of 500,000 or more, according to the last or any subsequent federal census, a privilege or license tax, generally paralleling the State sales tax, upon persons engaged in said county in the business of selling tangible personal property at retail or conducting places of amusement or entertainment or engaged in said county in any business subject to the State sales tax, and to levy an excise tax, generally paralleling the State use tax, on the storage, use or other consumption in said county of tangible personal property purchased at retail, to provide that the said privilege or license tax is required to be passed on to the consumer or purchaser at retail, to the extent provided for in this act; to provide for the making of reports or returns and the keeping of records with respect to the taxes herein levied; to provide that the exemptions applicable to the State sales tax statutes and the State use tax statutes, as said statutes may from time to time be amended, shall be applicable respectively to the said privilege or license tax and the said excise tax; to confer power to administer the act upon the Commissioner of Licenses or other officer or employee of said county charged with the duty of collecting county business license taxes or other license taxes now or hereafter required by law to be paid; to provide for the collection of the taxes levied by this act; to authorize the said Commissioner of Licenses, or other county officer or employee collecting said business license taxes or other license taxes, as aforesaid, to enforce such collection by civil suit, injunction, and accounting, or any of them; to provide that the taxes levied by this act shall constitute a lien and to provide that such lien shall be superior to all other liens except the liens of ad valorem taxes, other license taxes, and municipal assessments; to provide for the enforcement of

the lien of the taxes levied by this act; to provide that any taxpayer dissatisfied with the assessment made against him with respect to any such tax may appeal from the assessment to the Circuit Court of the county, sitting in equity, and to prescribe the procedure on such appeal; to provide that the proceeds collected each month from the taxes herein levied shall, after payment into the general treasury of the county of a specified percentage to compensate the county for the administrative, collection and enforcement expenses relating to such taxes, be paid as follows: two-thirds of such proceeds shall be paid into the County Indigent Care Fund created in Section 14 of Act No. 387 enacted at the 1965 Regular Session of the Legislature of Alabama; and the remaining one-third of such proceeds shall be paid to the public corporation created in such county by Act No. 547 enacted at the 1965 Regular Session of the Legislature of Alabama for the purpose of establishing, constructing, maintaining and operating a civic center in the county seat of said county; to repeal Sections 2 to 13, inclusive, of Act No. 387 enacted at the 1965 Regular Session of the Legislature of Alabama; and to provide an effective date.

Mr. Morrow, Chairman of the Standing Committee on Local Legislation No. 2, reported that said Committee, in Session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit:

By Mr. House et al:

H. 827. To further amend retrospectively Section 22 of Act No. 929 of the Legislature of Alabama of 1951 establishing a pension system for officers and employees of any city of the State having a population of 250,000 or more according to the last or any succeeding Federal census.

By Mr. House et al:

H. 828. To further amend Act No. 634, approved September 4, 1951, Acts of Alabama of 1951, Regular Session, page 1089, as heretofore amended, which said Act No. 634 prescribes certain duties and functions of County Planning Commissions and Boards of Zoning Adjustment and the governing bodies in all counties having a population of 400,000 or more according to the 1940 or any succeeding Federal census, and which defines the authority, powers and functions of such Boards and authorizes the governing body of such counties to enforce its rules, resolutions, regulations and ordinances and to provide remedies for the enforcement of its rules, resolutions, regulations and ordinances made by the governing bodies and to appoint a County Building Commissioner and to prescribe his authority and duties and to provide penalties for the violation of such rules, resolutions, regulations and ordinances.

By Mr. Adwell et al:

H. 829. To provide that any city of the State having a population of 300,000 inhabitants or more according to the last or any subsequent Federal census shall have authority, after notice as provided, to remove or demolish buildings and structures, parts of buildings and structures, party walls and foundations when the same are found by the governing body of such city to be unsafe to the extent of being a public nuisance; to provide for a hearing by the governing body if requested; to authorize that the cost of such demolition shall constitute a special assessment against the lot or lots, parcel or parcels whereon the building or structure was located and that such assessment to constitute a lien on said property; and to provide a method of collecting such assessments.

By Mr. Adwell et al:

H. 830. To amend Section 6 of Act No. 307 of the 1943 Session of the Legislature of Alabama (General Acts of Alabama, Regular Session 1943, page 264), approved June 28, 1943, relating to the establishment of a Firemen's Pension and Relief Fund in cities having a population of as much as 300,000 people, according to the last or any subsequent Federal census.

By Mr. Adwell et al:

H. 831. To amend Section 5 of Act No. 283 of the 1943 Regular Session of the Legislature of Alabama (General Acts of Alabama of 1943, page 241) approved June 28, 1943, relating to the establishment of a Policemen's Pension and Relief Fund in cities with a population of as much as 100,000, according to the last or any subsequent Federal census.

Mr. Morrow, Chairman of the Standing Committee on Local Legislation No. 2, reported that said Committee, in Session, had acted on the following bill and ordered same returned to the Senate with a favorable report, with substitute, and it was read a second time and placed on the calendar, to-wit:

By Mr. House et al (with substitute):

H. 832. To authorize the governing body of any county of the State having a population of 500,000 or more, according to the last or any subsequent Federal census, to levy a business or privilege tax upon any business, vocation, occupation, calling or profession for which a license or privilege tax is not required for either the State of Alabama or the county by the laws of the State of Alabama.

Mr. Morrow, Chairman of the Standing Committee on Local Legislation No. 2, reported that said Committee, in Session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit:

By Mr. House et al:

H. 833. To provide that any municipality situated in a county of the state having a population of 600,000 or more inhabitants, according to the last or any subsequent Federal decennial census shall have the authority to assist any other municipality in such county in fighting, suppressing or preventing a fire, tumult or riot in such other municipality and to provide that any such municipality may pay all or any part of the hospital bills, doctors' bills and other medical expenses incurred by any policeman, fireman or other employee in the performance of his duty in the municipality by which he is employed or in any other municipality of the county, or otherwise outside the corporate limits thereof.

By Mr. House et al:

H. 835. To apply only in counties having populations in excess of 500,000, providing for appointment of clerks and assistants to aid in canvassing the returns of general elections and for payment of their compensation.

By Mr. Sessions et al:

H. 837. To amend Section 3 of Act No. 248 of the Regular Session of the Legislature of Alabama of 1945, approved July 6, 1945, (Alabama Acts, 1945, page 380 et seq.)

By Mr. Adwell et al:

H. 840. To amend Section 3.05 and Section 3.06 of Act No. 452, H. 974, Regular Session of the Legislature of Alabama 1955, approved September 9, 1955 (Acts of 1955, page 1004), as amended, providing a mayor-council form of government for cities having a population of 300,000 or more, according to the last or any subsequent census.

By Mr. Adwell et al:

H. 880. Proposing amendment of Amendment CCXXXVIII to the Constitution of Alabama of 1901 relating to the establishment, maintenance and operation of a Civic Center in any county of the State having a population of 500,000 or more, according to the last or any subsequent Federal census.

The above Bill was read a second time at length as required by the Constitution.

By Mr. Jackson (T) et al (with notice and proof):

H. 882. To amend Act No. 497 of the Regular Session of the Legislature of Alabama of 1965, approved August 20, 1965 (Ala. Acts, Regular Session 1965, pages 717, et seq.), which act established a retirement system for officers and employees of Jefferson County, Alabama.

By Mr. House et al:

H. 885. To fix and prescribe the salary of the tax collector in each county having a population of 600,000 or more according to the last or any subsequent federal census.

By Mr. Meeks et al:

H. 887. To fix and provide for the salary of the tax assessor in each county of the state having a population of 600,000 or more, according to the last or any subsequent federal census.

By Mr. Yeilding et al:

H. 691. To amend further Code of Alabama Title 37, Section 10, in relation to the incorporation of unincorporated communities in counties having populations of not less than 600,000.

Mr. Skidmore, Chairman of the Standing Committee on Immigration, Industrial Resources and Labor, reported that said Committee, in Session, had acted on the following bill and ordered same returned to the Senate with a favorable report, with substitute, and it was read a second time and placed on the calendar, to-wit:

By Mr. Goodwyn (with substitute):

S. 395. To amend Section 652 of Title 26 of the Code of Alabama 1940 as amended.

Mr. Folsom, Chairman of the Standing Committee on Local Legislation No. 1, reported that said Committee, in Session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit:

By Messrs. Hill and Haygood (with notice and proof):

H. 890. Relating to the City of Florence, Alabama; providing for the planning, design, location, financing, acquisition of property for, construction, alteration, enlargement, use, maintenance, operation, and fostering of off-street automobile parking facilities in such city.

By Mr. Hill (with notice and proof):

H. 844. To extend, alter and rearrange the boundaries and corporate limits of the City of Florence so as to annex certain adjacent territory to the City of Florence.

By Mr. O'Bannon:

S. 597. To fix the compensation of certain county officers in all counties having populations of not less than 46,500 nor more than 48,000; to repeal conflicting laws; and to provide for a referendum.

Mr. Leonard, Chairman of the Standing Committee on Counties and County Boundaries, reported that said Committee, in Session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to-wit:

By Messrs. Headley, Graham and Mays:

H. 495. To provide for closing county government offices one weekday a week.

FURTHER CONSIDERATION OF MOTION IN WRITING

The Senate proceeded to further consideration of the Motion in Writing offered by Mr. Turner relative to S. B. 475.

Mr. Morrow moved that said Motion in Writing be laid on the table, which motion was lost.

Yeas 15; Nays 17.

Yeas:

Messrs.:	Dominick	Morrow	Radney	
Albea	Gilmore	Nabors	Skidmore	
Bailes	Harris	O'Bannon	Torbert	
Childs	Hawkins	Pierce	Vacca	
				—15

Nays:

Messrs.:	Folsom	Lindsey	Oden	
Branyon	Giles	Lolley	Pelham	
Carr	Givhan	McCarley	Stone	
Clark	Jackson	McDermott	Turner	
Cooper	Leonard			—17

Mr. Turner then moved that further consideration of the Motion in Writing relative to S. B. 475 be postponed until the next Legislative Day.

MESSAGE FROM THE HOUSE

Mr. President:

The Speaker of the House having signed the following House Joint Resolutions, your signature thereto is requested.

H. J. R. 74. Congratulating The Carroll High School Band of Ozark upon its selection to represent the State of Alabama at the annual convention of the Veterans of Foreign Wars of the United States.

Also:

H. J. R. 75. Commending Coach Paul (Bear) Bryant and Coach Ralph (Shug) Jordan for their competent and valuable services as Chairmen of the Bryce-Partlow Chapel Fund Drive.

Also:

H. J. R. 77. Opposing the relinquishing by the United States of its existing rights, powers and authority over the Canal Zone and Panama Canal.

JOHN W. PEMBERTON,
Clerk.

SIGNING OF HOUSE JOINT RESOLUTIONS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the foregoing House Joint Resolutions; the titles of which are set out in the foregoing message from the House.

MESSAGE FROM THE HOUSE

Mr. President:

The Speaker of the House having signed the following House Bills, your signature thereto is requested.

H. 492. To provide for the organization, creation, and operation of a state law institute as an official advisory law revision, law reform, and legal research agency of the State of Alabama.

Also:

H. 186. To make unlawful the staking, tieing, hobbling or pasturing of livestock upon the right-of-way of any highway and to provide for the impounding of any livestock so staked, tied, hobbled, or pastured, and to provide a penalty for any person staking, tieing, hobbling or pasturing any livestock on the right-of-way of any highway.

JOHN W. PEMBERTON,
Clerk.

SIGNING OF BILLS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the foregoing bills; the titles of which are set out in the foregoing message from the House.

RESOLUTION

Mr. Cooper offered the following Senate Joint Resolution, to-wit:

S. J. R. 88. BE IT RESOLVED BY THE SENATE, THE HOUSE CONCURRING, That H. B. 564, which has passed both Houses, shall be designated, named, and known as "The McDonald, Garrett, McCorquodale, Foshee, Owens (W), Melton, and Lindsey Bill."

On motion of Mr. Cooper, the Rules were suspended and the Resolution was adopted by the Senate.

BILLS ON THIRD READING

The Bill:

S. 478. To amend Section 3, Act No. 817, H. 298, Regular Session 1961, relating to supernumerary court reporters.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 29; Nay 1.

Yeas:

Messrs.:	Engel	Lolley	Pierce	
Albea	Folsom	McCarley	Radney	
Bailes	Giles	McDermott	Skidmore	
Carr	Goodwyn	Morrow	Stone	
Childs	Harris	Nabors	Torbert	
Clark	Hawkins	O'Bannon	Turner	
Cooper	Jackson	Pelham	Vacca	
Dominick	Lindsey			—29

Nay: Mr. Branyon —1

FURTHER CONSIDERATION OF MOTION IN WRITING

The Senate proceeded to further consideration of the Motion in Writing offered by Mr. Turner. Mr. Turner moved that his motion to postpone the Motion in Writing relative to S. B. 475 be laid on the table, which motion was adopted.

Mr. Turner then moved that his Motion in Writing to reconsider the vote by which the Senate passed the bill, S. B. 475, be laid on the table, which motion was adopted.

Mr. Turner then requested unanimous consent for the Bill, H. B. 714, to be removed from its place under Unfinished Business on the Calendar, which was granted, and the President and Presiding Officer of the Senate ordered H. B. 714 to be placed as the first bill on the Regular Calendar.

UNANIMOUS CONSENT GRANTED FOR CONSIDERATION OF CERTAIN BILLS

Mr. Cooper requested unanimous consent to take up all appropriation bills, namely: H. B.'s 23, 34, 27, 28, 30, 26, 24, 25, 29, 33, 32, 397, 398 and 399, said bills being on pages 33 through 39 of the Senate Calendar, and the request for unanimous consent for consideration of said bills was granted by the Senate.

BILLS ON THIRD READING RESUMED

In accordance with unanimous consent heretofore granted, the Senate proceeded to consideration of the aforementioned Bills, the first of which was the Bill:

H. 23. To make appropriations for the ordinary expenses of the executive, legislative and judicial departments of the State, and for the interest on the public debt and for the public schools.

and said Bill was taken up.

The Standing Committee on Finance and Taxation reported the following substitute for the Bill, H. B. 23, to-wit:

SUBSTITUTE FOR H. B. 23

A BILL
TO BE ENTITLED
AN ACT

To make appropriations for the ordinary expenses of the executive, legislative and judicial departments of the State, and for the interest on the public debt and for the public schools.

Be It Enacted by the Legislature of Alabama:

Section 1. That, for the purpose of this Act, the following classifications, definitions and restrictions shall be applicable to the appropriations herein made: (a) "salary" and "other salaries", wherever appearing herein, shall mean the wages or other compensation for skill, work or employment for anyone performing services for the State of Alabama as an employee, officer or official, and shall be expended only for such purposes; (b) "other expenses" shall mean the operating costs of agencies, departments, boards, bureaus and institutions of the State, other than salaries and equipment purchases, and shall be expended only for operating costs incident to the normal operations of such agencies, departments, boards, bureaus and institutions including supplies and materials, postage, telephone, telegraph, express, travel expense, motor vehicle operations, lights, water, power, insurance and bonding, printing and binding, repairs, rents and items of general expense not defined as "equipment purchases" and the money appropriated therefor shall be expended only for such purposes; (c) "equipment purchases" shall mean those items of office equipment, motor vehicle equipment and other equipment which have an appreciable and calculable period of usefulness in excess of one year and the money appropriated therefor shall be expended only for such purposes.

Section 2. There is hereby appropriated for the ordinary expenses of the executive, legislative, and judicial departments of the State, for the interest on the public debt, and for the public schools for each of the two fiscal years ending respectively September 30, 1968 and September 30, 1969, to be paid out of any moneys in the State Treasury not otherwise appropriated, the several sums of money hereinafter specified, from such funds and accounts as may be designated, or so much thereof as may be necessary, and the total amount to be expended for the items for which the appropriation is herein made shall not exceed the amount provided therefor and the amounts herein appropriated for "equipment purchases" shall not be increased by the expenditure of any revenue derived from the sale, trade-in or exchange of the items of personal property described in Section 1 (c) hereof.

FROM THE GENERAL FUND

I. LEGISLATIVE:

(1) For the salaries of the Clerk of the House and the Secretary of the Senate and for other salaries and other expenses and for the salaries and expenses of the Legislature for the fiscal year ending September 30, 1968	$ 854,000.00
For the fiscal year ending September 30, 1969	1,408,000.00
(2) For the printing of Legislative Acts and Journals:	
For the fiscal year ending September 30, 1968, estimated	75,000.00
For the fiscal year ending September 30, 1969, estimated	25,000.00

(3) For Legislative Council expenses		27,500.00
(4) LEGISLATIVE REFERENCE SERVICE:		
For the fiscal year ending September 30, 1968:		
For salary of the Director	17,000.00	
For other salaries	78,500.00	
For other expenses	5,500.00	
For equipment purchases	500.00	
Total		101,500.00
For the fiscal year ending September 30, 1969:		
For salary of the Director	17,000.00	
For other salaries	80,785.00	
For other expenses	5,500.00	
For equipment purchases	500.00	
Total		103,785.00
Commission on Intergovernmental Cooperation:		
For salaries	1,800.00	
For other expenses	3,200.00	
Total		5,000.00
(5) DEPARTMENT OF EXAMINERS OF PUBLIC ACCOUNTS:		
For the fiscal year ending September 30, 1968:		
For the salary of the Chief Examiner	15,000.00	
For the salary of the Assistant Chief Examiner	13,000.00	
For other salaries	754,677.00	
For other expenses	226,700.00	
For Rental of Premises	12,000.00	
For equipment purchases	5,500.00	
Total		1,026,877.00
For the fiscal year ending September 30, 1969:		
For the salary of the Chief Examiner	15,000.00	
For the salary of the Assistant Chief Examiner	13,000.00	
For other salaries	788,071.00	
For other expenses	226,700.00	
For Rental of Premises	12,000.00	
For equipment purchases	2,500.00	
Total		1,057,271.00
II. JUDICIAL:		
(1) THE SUPREME COURT:		
For the fiscal year ending September 30, 1968:		
For the salaries of the Chief Justice and six Associate Justices	136,500.00	
For the salary of the Clerk of the Court	7,500.00	

For the salary of the Deputy Clerk of the Court	12,500.00	
For the salary of the Court Reporter	12,500.00	
For other salaries	165,633.00	
For other expenses	19,000.00	
For printing the Alabama Reports, Estimated	3,000.00	
For equipment purchases	2,000.00	
Total		358,633.00
For the fiscal year ending September 30, 1969:		
For the salaries of the Chief Justice and six Associate Justices	136,500.00	
For the salary of the Clerk of the Court	7,500.00	
For the salary of the Deputy Clerk of the Court	12,500.00	
For the salary of the Court Reporter	12,500.00	
For other salaries	170,000.00	
For other expenses	19,000.00	
For printing the Alabama Reports, Estimated	3,000.00	
For equipment purchases	2,000.00	
Total		363,000.00
For the Supreme Court Library Fund		27,000.00
(2) THE COURT OF APPEALS:		
For salaries of the three judges	57,000.00	
For other salaries	71,140.00	
For other expenses	4,200.00	
For printing Appelate Court Reports, Estimated	4,225.00	
For equipment purchases	1,000.00	
Total		137,565.00
(3) THE CIRCUIT COURTS:		
For the salaries of the judges of the Circuit Courts, estimated		948,000.00
For travel expenses of circuit judges, estimated		15,000.00
For telephone service, stationery, stamps, and necessary equipment for the office use of circuit judges		50,000.00
For the salaries and travel expenses of special judges, estimated		7,500.00
For salaries of District Attorneys, Estimated	392,400.00	
For salary of the elected Deputy District Attorney of the Bessemer Division of the 10th Judicial Circuit	10,900.00	
For the salary of the appointed Assistant Deputy District Attorney of the Bessemer Division of the 10th Judicial Circuit	3,600.00	

For the salary of the First Deputy District Attorney of the Birmingham Division of the 10th Judicial Circuit	5,700.00	
For the salaries of the Second and Third Deputy District Attorneys of the Birmingham Division of the 10th Judicial Circuit	10,000.00	
For the salaries of the Fourth, Fifth, Sixth, Seventh and Eighth Deputy District Attorneys of the Birmingham Division of the 10th Judicial Circuit; $4,000.00 each	20,000.00	
For the salary of the Deputy District Attorney of the 4th Judicial Circuit	10,900.00	
For the salary of the Deputy District Attorney of the 6th Judicial Circuit	4,500.00	
For the salary of the Deputy District Attorney of the 7th Judicial Circuit	6,900.00	
For the salary of the Deputy District Attorney of the 8th Judicial Circuit	6,900.00	
For the salaries of the Deputy District Attorneys of the 13th Judicial Circuit	23,600.00	
For the salary of the Deputy District Attorney of the 15th Judicial Circuit	13,200.00	
For the salaries of the Deputy District Attorneys of the 16th Judicial Circuit	6,000.00	
For the salary of the Deputy District Attorneys of the 23rd Judicial Circuit	16,800.00	
For the travel expenses of District Attorneys, estimated	15,000.00	
For the salary of the Stenographic Secretary of the 6th Judicial Circuit	1,200.00	
For telephone service, stationery, stamps, and necessary equipment for the office use of District Attorneys, deputy District Attorneys or assistants	50,000.00	
Total		590,700.00
For salary of supernumerary District Attorneys, estimated		20,600.00
For expenses of supernumerary District Attorneys, estimated		6,000.00

(4) COURT REPORTERS:

For the compensation of the circuit court reporters, estimated	250,000.00
For the compensation of the supernumerary circuit court reporters, estimated	14,400.00

(5) SUPERNUMERARY JUDGES:

For salaries of supernumerary judges and justices, estimated	45,000.00
For expenses of supernumerary judges and justices, estimated	5,000.00

III. EXECUTIVE:

A. DEPARTMENTS, BOARDS, BUREAUS, AGENCIES AND COMMISSIONS:

(1) THE GOVERNOR'S OFFICE:

For the fiscal year ending September 30, 1968:		
For salary of the Governor	25,000.00	
For salary of the Executive Secretary	15,000.00	
For salary of the Legal Advisor	14,000.00	
For salary of the Press Secretary	13,000.00	
For salary of Confidential Assistant	12,500.00	
For other salaries	47,524.00	
For other expenses	65,500.00	
For equipment purchases	3,000.00	
Total		195,524.00
For the fiscal year ending September 30, 1969:		
For salary of the Governor	25,000.00	
For salary of the Executive Secretary	15,000.00	
For salary of the Legal Advisor	14,000.00	
For salary of the Press Secretary	13,000.00	
For salary of Confidential Assistant	12,500.00	
For other salaries	47,524.00	
For other expenses	74,000.00	
For equipment purchases	3,000.00	
Total		204,024.00

(2) For the Governor's Emergency Fund, to be expended at the direction of the Governor	45,000.00
For the Governor's Controlled Contingency Fund	45,000.00
(3) For the Mansion Fund	25,000.00
For the Governor's Mansion at Gulf State Park	3,500.00
(3A) For the Governor's Mansion	
For additions—Remodeling and Renovations at and on the Governor's Mansion	
For the fiscal year ending September 30, 1968	25,000.00

(4) STATE BOARD OF ADJUSTMENT:

For expenditures by the Board payable from General Fund for the General Fund contribution to the total expenditure of $200,000 pursuant to Title 55, Section 343		15,000.00

(5) DEPARTMENT OF ARCHIVES AND HISTORY:

For the fiscal year ending September 30, 1968:		
For the salary of the Director	12,000.00	
For other salaries	90,168.00	
For other expenses	16,000.00	
For equipment purchases	5,000.00	
For expenses of printing of the Alabama Historical Quarterly	5,000.00	
For the printing of the Statistical Register, Estimated	5,000.00	
Total		133,168.00
For the fiscal year ending September 30, 1969:		
For the salary of the Director	12,000.00	
For other salaries	94,676.00	
For other expenses	16,000.00	
For equipment purchases	5,000.00	
For expenses of printing of the Alabama Historical Quarterly	5,000.00	
Total		132,676.00

(6) OFFICE OF THE ATTORNEY GENERAL:

For transfer to the Office of the Attorney General for the payment of the State's General Fund share of the cost of operation of the Department		431,161.00

(7) OFFICE OF THE STATE AUDITOR:

For the fiscal year ending September 30, 1968:		
For the salary of the State Auditor	15,000.00	
For other salaries	41,716.00	
For other expenses	2,000.00	
For equipment purchases	3,300.00	
Total		62,016.00
For the fiscal year ending September 30, 1969:		
For the salary of the State Auditor	15,000.00	
For other salaries	43,800.00	
For other expenses	2,000.00	
For equipment purchases	500.00	
Total		61,300.00

(8) BANG'S DISEASE CONTROL:

For salaries	115,842.00	
For other expenses	50,000.00	
For equipment purchases	3,500.00	
For the payment for services rendered and indemnities to cattle owners for reactor cattle slaughtered	200,000.00	
Total		369,342.00

(This appropriation to be expended by the State Veterinarian at the direction of Commissioner of Agriculture.)

(9) STATE BANKING DEPARTMENT:

For transfer to the State Banking Department:

For the fiscal year ending September 30, 1968	129,877.00
For the fiscal year ending September 30, 1969	140,377.00

(10) BUILDING COMMISSION:

For salaries	81,300.00	
For other expenses	14,587.00	
For equipment purchases	500.00	
Total		96,387.00

(11) CAHABA HISTORICAL COMMISSION:

To provide for the expenditures authorized by Act No. 486, 1943 Acts, page 449 and an additional amount—Total	1,900.00

(12) DEPARTMENT OF CIVIL DEFENSE:

For the fiscal year ending September 30, 1968:		
For the salary of the Director	12,000.00	
For other salaries	82,700.00	
For other expenses	35,500.00	
For equipment purchases	12,000.00	
Total		142,200.00
For the fiscal year ending September 30, 1969:		
For the salary of the Director	12,000.00	
For other salaries	86,800.00	
For other expenses	35,500.00	
For equipment purchases	4,000.00	
Total		138,300.00

(13) BOARD OF EXAMINERS OF BASIC SCIENCE:

For the fiscal year ending September 30, 1968:		
For salaries	3,000.00	

For other expenses	3,900.00	
For equipment purchases	1,100.00	
Total		8,000.00
For the fiscal year ending September 30, 1969:		
For salaries	3,300.00	
For other expenses	3,800.00	
For equipment purchases	900.00	
Total		8,000.00

(14) DEPARTMENT OF FINANCE:

(a) Director's Office:

For the fiscal year ending September 30, 1968:		
For the salary of the Director	18,000.00	
For salary of the Assistant Director	13,000.00	
For other salaries	22,896.00	
For other expenses	17,710.00	
For equipment purchases	500.00	
For a records retention program survey	15,000.00	
Total		87,106.00
For the fiscal year ending September 30, 1969:		
For the salary of the Director	18,000.00	
For salary of the Assistant Director	13,000.00	
For other salaries	22,896.00	
For other expenses	17,710.00	
For equipment purchases	500.00	
Total		72,106.00

(b) Division of the Budget:

For the fiscal year ending September 30, 1968:		
For salary of the Budget Officer	15,000.00	
For other salaries	55,910.00	
For other expenses	7,500.00	
For equipment purchases	3,700.00	
Total		82,110.00
For the fiscal year ending September 30, 1969:		
For salary of the Budget Officer	15,000.00	
For other salaries	55,910.00	
For other expenses	7,500.00	
For equipment purchases	1,000.00	
Total		79,410.00

(c) Division of Control and Accounts:		
For the fiscal year ending September 30, 1968:		
For salary of State Comptroller	14,000.00	
For other salaries	189,294.00	
For other expenses	113,000.00	
For equipment purchases	5,100.00	
Total		321,394.00
For the fiscal year ending September 30, 1969:		
For salary of State Comptroller	14,000.00	
For other salaries	190,158.00	
For other expenses	116,000.00	
For equipment purchases	4,000.00	
Total		324,158.00
(d) Legal Division:		
For salary of the Chief of the Division	14,000.00	
For other salaries	7,271.00	
For other expenses	6,000.00	
For equipment purchases	600.00	
Total		27,871.00
(e) Division of Purchases and Stores:		
For the fiscal year ending September 30, 1968:		
For salaries	138,891.00	
For other expenses	25,712.00	
For equipment purchases	3,500.00	
Total		168,103.00
For the fiscal year ending September 30, 1969:		
For salaries	145,000.00	
For other expenses	25,712.00	
For equipment purchases	1,000.00	
Total		171,712.00
(f) Division of Service:		
For the fiscal year ending September 30, 1968:		
For salaries	475,000.00	
For other expenses	425,225.00	
For equipment purchases	20,000.00	
Total		920,225.00
For the fiscal year ending September 30, 1969:		
For salaries	485,000.00	
For other expenses	205,000.00	

For equipment purchases	10,000.00	
Total		700,000.00
(g) For equipment purchases in the State Offices for the Executive, Administrative and Judicial Department		10,000.00
(15) GORGAS MEMORIAL BOARD:		
To provide for the appropriation authorized by Act No. 417, 1943 Acts, page 383, and an additional amount—Total		9,500.00
(16) HALL OF FAME BOARD:		
For payment of expenses of the Board		1,000.00
(17) DEPARTMENT OF HEALTH:		
(a) For General Health Work:		
For the fiscal year ending September 30, 1968:		
For other salaries	720,000.00	
For other expenses	230,000.00	
Total		950,000.00
For the fiscal year ending September 30, 1969:		
For other salaries	756,000.00	
For other expenses	230,000.00	
Total		986,000.00
(This appropriation includes the operations of the Branch Laboratories in Birmingham and Mobile)		
(b) For study, care and treatment of cancer		140,000.00
(c) For County Health Work:		
For transfer to the County Health Work Account		375,000.00
(d) For Dental Program:		
For the fiscal year ending September 30, 1968:		
For salaries	30,000.00	
For other expenses	12,200.00	
For County Clinics	45,000.00	
Total		87,200.00
For the fiscal year ending September 30, 1969:		
For salaries	31,500.00	
For other expenses	12,200.00	
For County Clinics	45,000.00	
Total		88,700.00
(e) For Hospital Care of the Indigent:		
For transfer to the Hospital Care of the Indigent Account		250,000.00

(f) Hospital Licensing:		
For transfer to the Hospital Licensing Account		15,500.00
(g) For Health Facilities Construction:		
For the fiscal year ending September 30, 1968:		
For salaries	30,810.00	
For other expenses	7,160.00	
Total		37,970.00
For the fiscal year ending September 30, 1969:		
For salaries	32,350.00	
For other expenses	7,160.00	
Total		39,510.00
(h) For Polio Program and Tuberculosis Drugs:		
For the purchase of Polio Vaccine and Tuberculosis Drugs		75,000.00
(i) For Air Pollution:		
For salaries, expenses and equipment purchases		50,000.00
(j) For Pollution Control:		
For the fiscal year ending September 30, 1968:		
For salaries	44,100.00	
For other expenses	11,500.00	
Total		55,600.00
For the fiscal year ending September 30, 1969:		
For salaries	46,310.00	
For other expenses	11,500.00	
Total		57,810.00
(k) For Radiation Control:		
For the fiscal year ending September 30, 1968:		
For salaries	26,530.00	
For other expenses	24,740.00	
Total		51,270.00
For the fiscal year ending September 30, 1969:		
For salaries	27,860.00	
For other expenses	24,740.00	
Total		52,600.00
(l) For Tuberculosis Testing:		
For the fiscal year ending September 30, 1968:		
For salaries	62,850.00	

For other expenses	50,000.00	
For equipment purchases	2,500.00	
Total		115,350.00
For the fiscal year ending September 30, 1969:		
For salaries	66,000.00	
For other expenses	50,000.00	
For equipment purchases	2,500.00	
Total		118,500.00

(m) For Tuberculosis and Chronic Lung Disorders Treatment:

For the care and treatment of patients with tuberculosis and Chronic Lung Disorders in the several Tuberculosis Hospitals in the State.

Provided, however, that not more than 5% of this appropriation may be used for the treatment of diseases other than tuberculosis 3,379,353.00

(n) For Venereal Disease Control:

For the fiscal year ending September 30, 1968:		
For salaries	31,500.00	
For other expenses	16,500.00	
Total		48,000.00
For the fiscal year ending September 30, 1969:		
For salaries	33,100.00	
For other expenses	16,500.00	
Total		49,600.00

(18) RICHMOND PEARSON HOBSON MEMORIAL BOARD:

To provide the appropriation authorized by Act No. 536, 1943 Acts, page 510 and an additional amount—Total 4,750.00

(19) PLANNING AND INDUSTRIAL DEVELOPMENT BOARD:

For the fiscal year ending September 30, 1968:		
For the salary of the Director	13,000.00	
For other salaries	254,000.00	
For other expenses and for National Advertising Promotion	200,000.00	
For Contracts for evaulating, research and development of Inventions	25,000.00	
For equipment purchases	10,000.00	
Total		502,000.00

For the fiscal year ending September 30, 1969:		
For the salary of the Director	13,000.00	
For other salaries	267,000.00	
For other expenses and for National Advertising Promotion	200,000.00	
For Contracts for evaulating, research and development of Inventions	25,000.00	
For equipment purchases	10,000.00	
Total		515,000.00
For other salaries	25,000.00	
For other expenses	75,000.00	
For water resources development study	25,000.00	
Total		125,000.00

The above appropriation in the amount of $125,000.00 for each of the fiscal years ending September 30, 1968 and September 30, 1969 shall be conditional upon the condition of the treasury and released only upon the approval of the Governor.

(20) DEPARTMENT OF INDUSTRIAL RELATIONS:

For the fiscal year ending September 30, 1968:		
For salaries	216,400.00	
For other expenses	46,000.00	
For equipment purchases	2,500.00	
Total		264,900.00
For the fiscal year ending September 30, 1969:		
For salaries	217,200.00	
For other expenses	46,000.00	
For equipment purchases	2,500.00	
Total		265,700.00

(21) DEPARTMENT OF INSURANCE:

For the fiscal year ending September 30, 1968:		
For salary of the Director	13,000.00	
For other salaries	250,000.00	
For other expenses	97,024.00	
For equipment purchases	4,000.00	
Total		364,024.00
For the fiscal year ending September 30, 1969:		
For salary of the Director	13,000.00	
For other salaries	261,000.00	

	For other expenses	97,024.00	
	For equipment purchases	4,000.00	
	Total		375,024.00
(22)	STATE LABOR DEPARTMENT:		
	For the fiscal year ending September 30, 1968:		
	For salary of the Director	12,000.00	
	For other salaries	64,500.00	
	For other expenses	24,037.00	
	For equipment purchases	3,500.00	
	Total		104,037.00
	For the fiscal year ending September 30, 1969:		
	For salary of the Director	12,000.00	
	For other salaries	67,500.00	
	For other expenses	24,037.00	
	For equipment purchases	3,500.00	
	Total		107,037.00
(23)	LAGRANGE HISTORICAL COMMISSION:		
	To provide the appropriation and for the expenditures authorized by Act No. 551, 1943 Acts, Page 540		1,800.00
(24)	PUBLIC LIBRARY SERVICE DIVISION:		
	(a) For the fiscal year ending September 30, 1968:		
	For salaries	43,100.00	
	For other expenses	22,000.00	
	For Books and Periodicals	175,000.00	
	Total		240,100.00
	For the fiscal year ending September 30, 1969:		
	For salaries	43,400.00	
	For other expenses	22,000.00	
	For Books and Periodicals	175,000.00	
	Total		240,400.00
	(b) For transfer to Alabama Public Library Service Federal Account—Title II		6,000.00
(25)	MILITARY DEPARTMENT:		
	(a) For operation of the Department:		
	For the fiscal year ending September 30, 1968:		
	For the salary of the Adjutant General	14,000.00	

For other salaries	310,300.00	
For other expenses	90,000.00	
For equipment purchases	7,000.00	
Total		421,300.00
For the fiscal year ending September 30, 1969:		
For the salary of the Adjutant General	14,000.00	
For other salaries	325,000.00	
For other expenses	90,000.00	
For equipment purchases	7,000.00	
Total		436,000.00
(b) For Quarterly Allowances		273,000.00
Provided that not more than $5,000.00 may be allotted in any fiscal year for the Headquarters, Alabama National Guard, and not more than $1,500.00 may be allotted in any fiscal year for the Division Headquarters.		
(c) For Active Military Service—Active National Guard		72,000.00
(d) For Active Military Service—Militia		4,750.00
(e) For transfer to the Armory Commission—For care and maintenance of armories:		
For the fiscal year ending September 30, 1968		600,000.00
For the fiscal year ending September 30, 1969		610,000.00
(26) UNIVERSITY OF ALABAMA—MUSEUM FUND:		
For operation and maintenance		38,000.00
(27) DEPARTMENT OF PENSIONS AND SECURITY:		
For transfer to the Department of Pensions and Security for the support, maintenance and operations of the functions of Pensions and Security		10,560,000.00
(28) PERSONNEL DEPARTMENT:		
For transfer to the Personnel Department for the payment of the State's General Fund share of the cost of operating the Department,		
For the fiscal year ending September 30, 1968		47,278.00
For the fiscal year ending September 30, 1969		49,019.00
(29) PESTICIDE LABORATORY:		
For the fiscal year ending September 30, 1968:		
For salaries	82,000.00	

For other expenses	12,000.00	
For equipment purchases	6,000.00	
Total		100,000.00
For the fiscal year ending September 30, 1969:		
For salaries	86,100.00	
For other expenses	12,000.00	
For equipment purchases	1,900.00	
Total		100,000.00

(30) POULTRY DISEASE CONTROL:

For the fiscal year ending September 30, 1968:		
For salaries	81,600.00	
For other expenses	20,000.00	
For equipment purchases	3,000.00	
Total		104,600.00
For the fiscal year ending September 30, 1969:		
For salaries	85,600.00	
For other expenses	20,000.00	
For equipment purchases	3,000.00	
Total		108,600.00

This appropriation to be expended by the State Veterinarian at the direction of the Commissioner of Agriculture.

(31) COMMISSION TO PRESERVE THE PEACE:

For the fiscal year ending September 30, 1968:		
For salaries	16,300.00	
For other expenses	21,000.00	
For equipment purchases	800.00	
Total		38,100.00
For the fiscal year ending September 30, 1969:		
For salaries	17,200.00	
For other expenses	21,000.00	
For equipment purchases	800.00	
Total		39,000.00

(32) DEPARTMENT OF PUBLIC SAFETY:

For the fiscal year ending September 30, 1968:		
For the salary of the Director	14,000.00	
For other salaries	5,270,000.00	
For other expenses	1,215,000.00	

For Workman's Compensation Insurance, Estimated	60,000.00	
For equipment purchases	400,000.00	
Total		6,959,000.00
For the fiscal year ending September 30, 1969:		
For the salary of the Director	14,000.00	
For other salaries	5,500,000.00	
For other expenses	1,215,000.00	
For Workman's Compensation Insurance, Estimated	60,000.00	
For equipment purchases	400,000.00	
Total		7,189,000.00

(33) BUREAU OF PUBLICITY AND INFORMATION:

For the fiscal year ending September 30, 1968:		
For the salary of the Director	12,000.00	
For other salaries	37,361.00	
For other expenses	35,000.00	
For equipment purchases	5,000.00	
For Mobile's Junior Miss Pageant	14,250.00	
For Guntersville Boat Races	9,500.00	
For the Blue and Gray Football Game	10,000.00	
For the Lake Eufaula Festival	10,000.00	
Total		133,111.00
For the fiscal year ending September 30, 1969:		
For the salary of the Director	12,000.00	
For other salaries	39,319.00	
For other expenses	35,000.00	
For equipment purchases	3,500.00	
For Mobile's Junior Miss Pageant	14,250.00	
For Guntersville Boat Races	9,500.00	
For the Blue and Gray Football Game	10,000.00	
For the Lake Eufaula Festival	10,000.00	
Total		133,569.00

(34) DEPARTMENT OF REVENUE:

(a) For transfer to the Department of Revenue for the General Fund share of the cost of operating the Department,	
For the fiscal year ending September 30, 1968	661,967.00
For the fiscal year ending September 30, 1969	702,818.00

	(b) Boards of Equalization:		
	For salaries of the members and employees of the county boards of equalization	126,000.00	
	For other expenses	3,200.00	
	Total		129,200.00
(35)	OFFICE OF SECRETARY OF STATE:		
	(a) For the fiscal year ending September 30, 1968:		
	For the salary of the Secretary of State	15,000.00	
	For other salaries	44,075.00	
	For other expenses	8,000.00	
	For equipment purchases	2,500.00	
	Total		69,575.00
	For the fiscal year ending September 30, 1969:		
	For salary of the Secretary of State	15,000.00	
	For other salaries	45,375.00	
	For other expenses	8,000.00	
	For equipment purchases	1,500.00	
	Total		69,875.00
	(b) Uniform Commercial Code:		
	For the fiscal year ending September 30, 1968:		
	For other salaries	25,565.00	
	For other expenses	10,400.00	
	For equipment purchases	7,650.00	
	Total		43,615.00
	For the fiscal year ending September 30, 1969:		
	For other salaries	26,995.00	
	For other expenses	11,175.00	
	For equipment purchases	2,400.00	
	Total		40,570.00
(36)	SECURITIES COMMISSION:		
	For the fiscal year ending September 30, 1968:		
	For salaries	34,500.00	
	For other expenses	3,500.00	
	For equipment purchases	500.00	
	Total		38,500.00
	For the fiscal year ending September 30, 1969:		
	For salaries	36,200.00	
	For other expenses	3,500.00	

	For equipment purchases	500.00	
	Total		40,200.00
(37)	SOCIAL SECURITY ADMINISTRATION:		
	For the fiscal year ending September 30, 1968:		
	For salaries	60,600.00	
	For other expenses	15,000.00	
	For equipment purchases	3,000.00	
	Total		78,600.00
	For the fiscal year ending September 30, 1969:		
	For other salaries	63,000.00	
	For other expenses	15,000.00	
	For equipment purchases	1,000.00	
	Total		79,000.00
(38)	FOR PREVENTION AND CONTROL OF DISEASES OF SWINE:		
	For the fiscal year ending September 30, 1968:		
	For salaries	57,500.00	
	For other expenses	24,000.00	
	For equipment purchases	6,000.00	
	For purchase of vaccines and serum	20,000.00	
	Total		107,500.00
	For the fiscal year ending September 30, 1969:		
	For salaries	60,300.00	
	For other expenses	24,000.00	
	For equipment purchases	6,000.00	
	For purchase of vaccines and serum	20,000.00	
	Total		110,300.00
	This appropriation to be expended by the State Veterinarian at the direction of the Commissioner of Agriculture.		
(39)	FOR DISEASE OF SWINE-DIAGNOSTIC LABORATORY:		
	For salaries	44,000.00	
	For other expenses	12,000.00	
	For equipment purchases	3,000.00	
	Total		59,000.00
	This appropriation to be expended by the State Veterinarian at the direction of the Commissioner of Agriculture.		

(40)	STATE TOXICOLOGIST:		
	For the fiscal year ending September 30, 1968:		
	For the salary of the State Toxicologist	15,000.00	
	For other salaries	175,500.00	
	For other expenses	35,000.00	
	For equipment purchases	35,000.00	
	Total		260,500.00
	For the fiscal year ending September 30, 1969:		
	For the salary of the State Toxicologist	15,000.00	
	For other salaries	183,700.00	
	For other expenses	35,000.00	
	For equipment purchases	13,000.00	
	Total		246,700.00
(41)	OFFICE OF THE STATE TREASURER:		
	For the fiscal year ending September 30, 1968:		
	For the salary of the State Treasurer	15,000.00	
	For other salaries	160,696.00	
	For other expenses	49,750.00	
	For equipment purchases	14,000.00	
	Total		239,446.00
	For the fiscal year ending September 30, 1969:		
	For the salary of the State Treasurer	15,000.00	
	For other salaries	169,796.00	
	For other expenses	49,750.00	
	For equipment purchases	6,500.00	
	Total		241,046.00
(42)	DEPARTMENT OF VETERANS' AFFAIRS:		
	For the fiscal year ending September 30, 1968:		
	For the salary of the Service Commissioner	13,000.00	
	For other salaries	558,600.00	
	For other expenses	50,307.00	
	For equipment purchases	5,000.00	
	For Contract with Veterans of Foreign Wars Organization	22,150.00	
	For Contract with Disabled American Veterans Organization	5,550.00	
	Total		654,607.00

For the fiscal year ending September 30, 1969:		
For the salary of the Service Commissioner	13,000.00	
For other salaries	598,300.00	
For other expenses	50,307.00	
For equipment purchases	5,000.00	
For Contract with Veterans of Foreign Wars Organization	22,150.00	
For Contract with Disabled American Veterans Organization	5,550.00	
Total		694,307.00

B. DEVELOPMENT AND CONSERVATION OF NATURAL RESOURCES:

(1) DEPARTMENT OF AGRICULTURE AND INDUSTRIES:

For transfer to the Agricultural Fund for salaries, other expenses and equipment purchases for the Department of Agriculture and Industries		655,707.00

(2) STATE SOIL CONSERVATION COMMITTEE:

For the fiscal year ending September 30, 1968:		
For salaries	27,642.00	
For other expenses	54,158.00	
For equipment purchases	3,000.00	
For Watershed Planning Party	40,000.00	
Soil and Water Conservation District—Watershed Planning Funds	35,000.00	
Total		159,800.00
For the fiscal year ending September 30, 1969:		
For salaries	28,842.00	
For other expenses	56,158.00	
For equipment purchases	3,000.00	
For Watershed Planning Party	40,000.00	
Soil and Water Conservation District—Watershed Planning Funds	35,000.00	
Total		163,000.00

(3) DEPARTMENT OF CONSERVATION:

(a) For transfer to Department of Conservation-State Forestry Fund — For salaries, other expenses and equipment purchases for the Division of State Forestry	750,000.00

(b) For transfer to Department of Conservation-State Lands Funds — For salaries, other expenses and equipment purchases for the State Lands Division 30,000.00

(c) For transfer to the Department of Conservation-State Parks Fund— For salaries, other expenses and equipment purchases for the State Parks Division and for salaries, other expenses and equipment purchases necessary for the operation of Blue Springs State Park:

For the fiscal year ending September 30, 1968 ..... 350,000.00

For the fiscal year ending September 30, 1969 ..... 120,000.00

(4) FIRE ANT CONTROL:

For the purchase of insecticides and other chemicals 23,750.00

This appropriation to be expended by the Department of Agriculture and Industries upon approval of amounts to be expended by the State Board of Agriculture and Industries.

(5) FORT MORGAN HISTORICAL COMMISSION:

For the fiscal year ending September 30, 1968:		
For salaries	26,460.00	
For other expenses	12,000.00	
For equipment purchases	4,000.00	
Total		42,460.00
For the fiscal year ending September 30, 1969:		
For salaries	26,460.00	
For other expenses	12,000.00	
For equipment purchases	4,050.00	
Total		42,510.00

(6) GEOLOGICAL SURVEY:

For the fiscal year ending September 30, 1968:		
For the salary of the State Geologist	14,000.00	
For other salaries	172,250.00	
For other expenses	72,500.00	
For equipment purchases	33,000.00	
For matching Federal funds for investigation of the surface water and ground water resources of the State	137,500.00	
For matching Federal funds for topographic mapping	25,000.00	
For test drilling	35,000.00	
Total		489,250.00

For the fiscal year ending September 30, 1969:		
For the salary of the State Geologist	14,000.00	
For other salaries	180,400.00	
For other expenses	72,500.00	
For equipment purchases	37,500.00	
For matching Federal funds for investigation of the surface water and ground water resources of the State	137,500.00	
For matching Federal funds for topographic mapping	25,000.00	
For test drilling	35,000.00	
Total		501,900.00

(7) OIL AND GAS BOARD:

For the fiscal year ending September 30, 1968:		
For salaries	173,800.00	
For other expenses	65,000.00	
For equipment purchases	7,000.00	
For salaries, other expenses and equipment purchases to be allotted upon opening of New Oil and Gas Fields	25,000.00	
Total		270,800.00
For the fiscal year ending September 30, 1969:		
For salaries	180,800.00	
For other expenses	65,000.00	
For equipment purchases	7,000.00	
For salaries, other expenses and equipment purchases to be allotted upon opening of New Oil and Gas Fields	25,000.00	
Total		277,800.00

C. HOSPITAL AND CORRECTIONAL FUNCTIONS

(1) BOARD OF CORRECTIONS:

For transfer to Board of Corrections	3,080,000.00

(2) MENTAL HEALTH:

For transfer to Special Mental Health Fund:	
For the fiscal year ending September 30, 1968	10,750,000.00
For the fiscal year ending September 30, 1969	12,275,000.00

(3) MENTAL HEALTH DEPARTMENT—ALABAMA STATE HOSPITALS:

For training Psychiatric Nurses	45,000.00

(4) ARREST OF ABSCONDING FELONS:

For expenses incident to the arrest of absconding felons, estimated 2,000.00

(5) FEEDING OF PRISONERS:

For expenses of feeding prisoners in county jails, estimated 935,000.00

(6) JUVENILE PROBATION OFFICERS,

Estimated 150,000.00
(To carry out the provisions of Act No. 880, 1965 Reg. Sess.)

(7) BOARD OF PARDONS AND PAROLES:

For the fiscal year ending September 30, 1968:		
For salaries of Board Members	36,000.00	
For other salaries	722,700.00	
For other expenses	121,200.00	
For equipment purchases	20,000.00	
Total		899,900.00
For the fiscal year ending September 30, 1969:		
For salaries of Board Members	36,000.00	
For other salaries	752,500.00	
For other expenses	121,200.00	
For equipment purchases	20,000.00	
Total		929,700.00

(8) REMOVAL OF PRISONERS:

For expenses incident to removal of prisoners, estimated 65,000.00

D. DEBT SERVICE:

(1) For the payment of principal and interest due on bonds issued by Alabama State Hospitals and Partlow State School Bond Commission pursuant to Constitutional Amendment No. CXVIII,

For the fiscal year ending September 30, 1968 ..... 265,362.50

For the fiscal year ending September 30, 1969 ..... 269,750.00

(2) For the payment of principal and interest on bonds issued for hospital construction pursuant to Constitutional Amendment No. CXXI and Constitutional Amendment No. CLVIII,

For the fiscal year ending September 30, 1968 ..... 454,503.75

For the fiscal year ending September 30, 1969 ..... 231,117.50

(3) For interest on Spanish American War Veterans Fund, estimated 294.86

(4)	For the payment of principal and interest due on bonds issued by State Docks—Inland Waterways, pursuant to Constitutional Amendment No. CXVI,	
	For the fiscal year ending September 30, 1968	681,675.95
	For the fiscal year ending September 30, 1969	689,110.95
(5)	For the payment of principal and interest due on bonds issued for the Space Exhibit Commission pursuant to Constitutional Amendment No. CCXXIV,	
	For the fiscal year ending September 30, 1968	232,205.00
	For the fiscal year ending September 30, 1969	228,705.00
E.	MISCELLANEOUS:	
(1)	For advertising lands for tax sale, estimated	10,000.00
(2)	Commission on Aging:	
	For salaries 23,000.00	
	For other expenses 5,000.00	
	Total	28,000.00
(3)	Alabama Academy of Honor (Pursuant to provisions of Act No. 15, Third Special Session 1965)	2,000.00
(4)	Appalachain Regional Development Program	72,226.00
(5)	Alabama Historical Commission	25,000.00
(6)	For payment of Attorneys fees in indigent capital cases (as provided in Act No. 176, 1947 Acts, page 61), estimated	35,000.00
(7)	Automatic Appeal Expense as provided in 1943 Acts of Legislature, page 217, estimated	3,000.00
(8)	For Civil Court Cost in connection with Ad Valorem tax assessment appeals, estimated	100.00
(9)	Civilian Rehabilitation: For transfer to Civilian Rehabilitation for The Governor's Committee on Employment of the Handicapped as provided in Act No. 226, 1965 Regular Session	10,000.00
(10)	For Court Costs to be paid by the State of Alabama, pursuant to Act No. 558, Acts 1957, page 777, estimated	240,000.00
(11)	For Court Costs to be paid by the State of Alabama not otherwise provided for, estimated	50,000.00
(12)	For distribution of public documents, estimated	6,000.00
(13)	Election expenses, estimated,	
	For the fiscal year ending September 30, 1968	250,000.00

	For the fiscal year ending September 30, 1969		370,000.00
	This appropriation made pursuant to provisions of Act No. 160, 1955 Acts, page 407, for costs and expenses of elections		
(14)	Departmental Emergency Fund		150,000.00
	This is the appropriation contemplated in Section 105, Title 55 of the Code of Alabama 1940 and shall be the only amount appropriated and the total amount expended under the provisions of said section.		
(15)	State Employees Insurance:		
	To pay the State's share of the State Employees Insurance Program, Estimated:		
	For the fiscal year ending September 30, 1968		200,000.00
	For the fiscal year ending September 30, 1969		225,000.00
(16)	State Employees Insurance Board:		
	For salaries	20,790.00	
	For other expenses	4,500.00	
	Total		25,290.00
(17)	Employees' Retirement Fund (State's Part):		
	For the fiscal year ending September 30, 1968, estimated		750,000.00
	For the fiscal year ending September 30, 1969, estimated		800,000.00
(18)	Farmers Market Authority:		
	For transfer to Farmers Market Authority		27,600.00
(19)	Federal Program Coordinating Committee:		
	For transfer to Federal Program Coordinating Committee		25,000.00
(20)	For expenses of Governor's Proclamations, estimated		100,000.00
(21)	For Helen Keller Home:		
	For operation and maintenance		2,500.00
(22)	Interpreter's Account, Estimated		100.00
	(To carry out provisions of Act No. 799, 1965 Reg. Sess.)		
(23)	For Mailing Tax Notices, estimated		6,000.00
(24)	Mountain Lake Association		5,000.00
(25)	Presidential Electoral Expense, estimated, For the fiscal year ending September 30, 1969		500.00
(26)	Purchase Code Pocket Supplement, For the fiscal year ending September 30, 1968, estimated		35,000.00
(27)	For printing of State and County Privilege Licenses, estimated		7,000.00
(28)	For Registration of Voters, estimated		150,000.00
(29)	For State's share of Social Security, estimated		350,000.00
(30)	For Spanish War Veterans and Widows Encampment		1,000.00

(31)	Tennessee-Tombigbee Waterway Development Authority	60,000.00
	(To carry out the provisions of Act No. 355, 1957 Regular Session, approved August 23, 1957.)	
(32)	Commission on Uniform State Laws	4,000.00
	Total amount appropriated by Act No. 926, Acts 1951, page 1575, for expenses, operation and contributions of Commission.	
(33)	First White House of the Confederacy: For salaries and other expenses	8,000.00
(34)	Advisory Committee for Economic Opportunity: For salaries, other expenses, and equipment purchases	40,000.00
(35)	State Sovereignty Commission: To carry out the provisions of Act No. 514 of the 1963 Regular Session	100,000.00
(36)	Alabama Agricultural and Industrial Exhibit Commission	32,500.00
(37)	Bear Creek Watershed	25,000.00
(38)	Ketchepedrakee Watershed	2,500.00
(39)	Crooked Creek Watershed	2,500.00
(40)	Sports Hall of Fame Board	25,000.00
(41)	Tennessee River Development Authority	5,000.00
(42)	Choccolocco Creek Watershed Association	4,000.00
(43)	Coosa-Alabama River Development Authority, For the fiscal year ending September 30, 1968	12,500.00
(44)	Livestock Coliseum: For the fiscal year ending September 30, 1968: For transfer to Livestock Coliseum Fund for expenditure therefrom for repairs to livestock barns	125,000.00
	The above appropriation shall be conditional upon the condition of the treasury and shall be released only upon the approval of the Governor.	

F. FROM FUNDS OTHER THAN GENERAL FUND:

(1)	AERONAUTICS DEPARTMENT: For the fiscal year ending September 30, 1968:		
	For salary of the Director	12,000.00	
	For other salaries	39,000.00	
	For other expenses	27,612.00	
	For equipment purchases	4,000.00	
	Total		82,612.00
	For State Aid for Airports— For Airports and Airmarkings		500,000.00

For the fiscal year ending September 30, 1969:		
For salary of the Director	12,000.00	
For other salaries	41,000.00	
For other expenses	27,612.00	
For equipment purchases	4,000.00	
Total		84,612.00
For State Aid for Airports—		
For Airports and Airmarkings		500,000.00

The above appropriation to Aeronautics Department shall be paid from the State Airports Development Fund as provided by Act No. 402, Acts 1945, page 620, and the total expenditures shall in no manner exceed the amounts hereby appropriated.

(2) AGRICULTURE AND INDUSTRIES:

For the fiscal year ending September 30, 1968:		
For the salary of the Commissioner	15,000.00	
For other salaries	985,000.00	
For other expenses	425,707.00	
For equipment purchases	70,000.00	
For Awarding Prizes and Premiums	35,000.00	
For the purpose of fostering and promoting agriculture within the state through non-profit agriculture fairs, with the approval of the board of Agriculture and Industries	30,000.00	
Total		1,560,707.00
For the fiscal year ending September 30, 1969:		
For the salary of the Commissioner	15,000.00	
For other salaries	1,035,000.00	
For other expenses	425,707.00	
For equipment purchases	70,000.00	
For awarding Prizes and Premiums	35,000.00	
For the purpose of fostering and promoting agriculture within the state through non-profit agriculture fairs, with the approval of the board of Agriculture and Industries	30,000.00	
Total		1,610,707.00

The above appropriations are payable from funds in the Agricultural

fund and the total expenditures shall in no manner exceed the amounts hereby appropriated, but said appropriations shall also include the appropriation made in III B (1).

(b)	Transfer to Funds from the Agricultural Fund:	
	For the fiscal year ending September 30, 1968:	
	(1) For transfer to Agricultural Center Board for operation and rental (Livestock Coliseum, Montgomery)	91,997.00
	(2) For transfer to State Personnel Department	4,588.00
	(3) Livestock Coliseum	23,000.00
	(4) White-fringed Beetle	51,226.00
	(5) For transfer to Shipping Point Inspection Fund to be expended by Department of Agriculture and Industries for salaries, other expenses and equipment purchases for inspection, grading and classification of fruits and vegetables at Jefferson County Truck Growers Association, farmers' market	8,550.00
	(6) For transfer to Shipping Point Inspection Fund to be expended by Department of Agriculture and Industries for salaries, other expenses and equipment purchases for inspection, grading and classification of fruits and vegetables at Wiregrass Farmers Produce Market in Houston County	4,790.00

(7) For transfer to Apiary and Bee Inspection Fund	12,091.00	
Total		196,242.00
For the fiscal year ending September 30, 1969:		
(1) For transfer to Agricultural Center Board for operation and rental (Livestock Coliseum, Montgomery	90,647.00	
(2) For transfer to State Personnel Department	4,766.00	
(3) Livestock Coliseum	23,000.00	
(4) White-Fringed Beetle	51,226.00	
(5) For transfer to Shipping Point Inspection Fund to be expended by Department of Agriculture and Industries for salaries, other expenses and equipment purchases for inspection, grading and classification of fruits and vegetables at Jefferson County Truck Growers Association, farmers' market	8,550.00	
(6) For transfer to Shipping Point Inspection Fund to be expended by Department of Agriculture and Industries for salaries, other expenses and equipment purchases for inspection, grading and classification of fruits and vegetables at Wiregrass Farmers Produce Market in Houston County	4,750.00	
(7) For transfer to the Apiary and Bee Inspection Fund	12,541.00	
Total		195,520.00

(Provided, however, that any surplus remaining in the Agricultural Fund at the end of a fiscal year in excess of $50,000.00 shall be transferred to the State General Fund.)

(c) Egg Inspection Division:

For salaries	47,000.00	
For other expenses	29,000.00	
For equipment purchases	4,000.00	
Total		80,000.00

The above appropriations are payable from funds in the Egg Inspection Fund and the total expenditures shall in no manner exceed the amounts hereby appropriated.

(d) 1. Agriculture Center Board:

For the fiscal year ending September 30, 1968:

For salaries	19,215.00	
For other expenses	6,000.00	
For rental (Livestock Coliseum, Montgomery)	65,250.00	
Total		90,465.00

For the fiscal year ending September 30, 1969:

For salaries	19,215.00	
For other expenses	6,000.00	
For rental (Livestock Coliseum, Montgomery)	63,900.00	
Total		89,115.00

The above appropriation to the Agriculture Center Board shall be paid out of the Agricultural Center Board Fund and includes the appropriation made to said fund as provided in subsection (b) hereof.

2. Livestock Coliseum:

For the fiscal year ending September 30, 1968:

For salaries	33,200.00	
For other expenses	185,000.00	
For equipment purchases	7,500.00	
Total		225,700.00

For the fiscal year ending September 30, 1969:		
For salaries	33,200.00	
For other expenses	60,000.00	
For equipment purchases	7,500.00	
Total		100,700.00

The funds hereinabove appropriated to the Agricultural Center Board for the Livestock Coliseum shall be paid out of the Livestock Coliseum Fund, and said appropriation includes the appropriation made to said fund as provided in subsection (b) hereof: and, also, includes the appropriation made to said fund as provided in subsection III E (44).

(e) White-Fringed Beetle Control:

For salaries	9,975.00	
For other expenses	3,000.00	
For purchase of necessary insecticides for eradication of White-Fringed Beetle	37,500.00	
Total		50,475.00

The funds hereinabove appropriated for the eradication of the White-Fringed Beetle shall be paid out of the White-Fringed Beetle Control Fund and includes the appropriation made to said Fund as provided in subsection (b) hereof.

(f) Shipping Point Inspection Fund:

There is hereby appropriated, out of receipts to the Shipping Point Inspection Fund (Act No. 26, Legislature of 1956, approved March 23, 1956),

For Shipping Point Inspection work performed by the Department of Agriculture and Industries for the payment of salaries, other expenses and equipment purchases all fees and charges collected by the Commissioner of Agriculture and Industries and deposited into said fund, and such appropriation to the Department of Agriculture and Industries shall include all fees and charges collected and deposited therein for Shipping Point Inspection, grading and classification services for agricultural products including services furnished for weighing and issuing weight certifi-

cates to be used for the sale of agricultural commodities. This appropriation shall also include the amount appropriated under subsection (b) hereof which appropriation shall be expended by Department of Agriculture and Industries for inspection, grading and classification of fruits and vegetables at Jefferson County Truck Growers Association, farmers market, and Wiregrass Farmers Produce Market.

(g) Apiary and Bee Inspection:

For the fiscal year ending September 30, 1968:		
For salaries	7,000.00	
For other expenses	4,400.00	
Total		11,400.00
For the fiscal year ending September 30, 1969:		
For salaries	7,350.00	
For other expenses	4,400.00	
Total		11,750.00

The funds hereinabove appropriated for Apiary and Bee Inspection shall be paid out of the Apiary and Bee Inspection Fund, and includes the appropriation made to said Fund as provided in sub-section (b) hereof.

(3) ALCOHOLIC BEVERAGE CONTROL BOARD:

(a) Administrative and Stores Division:

For the fiscal year ending September 30, 1968:		
For the salary of the Administrator	15,000.00	
For other salaries	4,930,000.00	
For other expenses (Transportation cost for merchandise excluded)	1,124,064.00	
For equipment purchases	51,000.00	
Awards for Convictions, Estimated	5,000.00	
For transfer to State Personnel Department	17,097.00	
For transfer to Mental Health Department	300,000.00	
For transfer to Education Department for Temperance Education	36,115.00	
For transportation cost on merchandise, estimated	165,000.00	
Total Estimated		6,643,276.00

For the fiscal year ending September 30, 1969:		
For the salary of the Administrator	15,000.00	
For other salaries	5,177,000.00	
For other expenses (Transportation cost for merchandise excluded)	1,167,064.00	
For equipment purchases	51,000.00	
Awards for Convictions, Estimated	5,000.00	
For transfer to State Personnel Department	17,760.00	
For transfer to Mental Health Department	300,000.00	
For transfer to Education Department for Temperance Education	37,327.00	
For transportation cost on merchandise, estimated	165,000.00	
Total Estimated		6,935,151.00

In addition to the above appropriations herein made there is hereby appropriated for each additional retail store put into operation during each fiscal year, an amount equal to the sum required to install and operate the last comparable retail store put into operation by said Board, provided, however, that the sum appropriated for the operation of retail stores as provided herein shall be reduced in like manner for each retail store closed or withdrawn from operation during the same period.

There is further appropriated to the Alcoholic Beverage Control Board, after provision has been made for the other expenditures herein authorized such sums as are or may be necessary to purchase the alcoholic beverages which are essential to maintain adequate stocks and inventory for an economic and successful sales operation.

(b)	Law Enforcement Division:		
	For the fiscal year ending September 30, 1968:		
	For salaries	865,000.00	
	For other expenses	240,000.00	
	For equipment purchases	51,000.00	
	Total		1,156,000.00

For the fiscal year ending September 30, 1969:		
For salaries	908,000.00	
For other expenses	245,000.00	
For equipment purchases	51,000.00	
Total		1,204,000.00

The appropriations hereinabove made (a) and (b) to the Alcoholic Beverage Control Board are made from the gross proceeds derived from the sale of alcoholic beverages by the Alcoholic Beverage Control Board.

(c) Beer Tax and Licenses Division:

For the fiscal year ending September 30, 1968:		
For salaries	262,000.00	
For other expenses	112,000.00	
For equipment purchases	2,000.00	
Total		376,000.00
For the fiscal year ending September 30, 1969:		
For salaries	275,000.00	
For other expenses	112,000.00	
For equipment purchases	2,000.00	
Total		389,000.00

In addition to the above appropriation it is further provided that, in the event any county of the State shall, during either of the fiscal periods covered by this appropriation by proper referendum authorize the legal sale of malt and brewed beverages within such county, there is further appropriated, in addition to the amounts herein set out, an amount comparable to that expended during the prior fiscal year for beer and license tax supervision within counties of similar size and population. Provided, further, that the amount appropriated herein shall be reduced in like manner in the event any county wherein malt and brewed beverages are now authorized by law to be sold shall, during either of the fiscal periods covered by this appropriation by proper referendum, declare unlawful the sale in such county of such malt or brewed beverages.

(4) STATE BOARD OF REGISTRATION FOR ARCHITECTS:

For salaries	3,000.00
For other expenses	12,790.00

For equipment purchases	1,000.00	
Total		16,790.00

The above appropriation is payable out of funds in the State Treasury to the credit of the State Board of Registration for Architects pursuant to Title 46, Chapter 2, Code of Alabama 1940, as amended.

(5) ARMORY COMMISSION:

For the fiscal year ending September 30, 1968:		
For salaries	306,000.00	
For other expenses	525,000.00	
For equipment purchases	25,000.00	
Total		856,000.00
For the fiscal year ending September 30, 1969:		
For salaries	321,000.00	
For other expenses	525,000.00	
For equipment purchases	25,000.00	
Total		871,000.00

The funds hereinabove appropriated to the Armory Commission shall be paid out of the funds in the State Treasury to the credit of the Armory Commission and the appropriation hereinabove made includes the appropriation made for the care and maintenance of armories as provided in Item III A (25) (e) in this Act.

Provided, however that the last Federal Government service contract reimbursement for either of the fiscal years shall not revert to the State General Fund.

(6) OFFICE OF THE ATTORNEY GENERAL:

For the salary of the Attorney General	18,000.00	
For the salary of the Deputy Attorney General	17,000.00	
For other salaries	344,549.00	
For other expenses	109,112.00	
For equipment purchases	10,000.00	
Total		498,661.00

The above appropriation shall be paid from funds transferred to, or received by, the Office of the Attorney General provided in this or any other Act.

(7) ALABAMA STATE BAR ASSOCIATION:

For salaries	43,014.00
For other expenses	67,985.50

For equipment purchases	1,000.00	
Total		111,999.50

The above appropriation is payable out of the funds in the State Treasury to the credit of the Alabama State Bar Association, pursuant to Title 46, Chapter 3, Code of Alabama 1940.

(8) CONSERVATION DEPARTMENT:

(a) Administrative Division:

For the fiscal year ending September 30, 1968:		
For salary of the Director	14,000.00	
For other salaries	339,000.00	
For other expenses	137,540.00	
For equipment purchases	9,000.00	
For transfer to Personnel Department	12,181.00	
For transfer to Attorney General's Department	13,500.00	
Total		525,221.00
For the fiscal year ending September 30, 1969:		
For salary of the Director	14,000.00	
For other salaries	356,000.00	
For other expenses	137,540.00	
For equipment purchases	9,000.00	
For transfer to Personnel Department	12,653.00	
For transfer to Attorney General's Department	13,500.00	
Total		542,693.00

The above appropriation shall be paid out of the Department of Conservation-Administrative Fund and includes the appropriations made to this Division as provided in this section.

(b) State Forestry Division:

For the fiscal year ending September 30, 1968:		
For salaries	1,655,000.00	
For other expenses	375,000.00	
For equipment purchases	100,000.00	
For transfer to Conservation Department—Administrative Account	207,190.00	
Total		2,337,190.00
For the fiscal year ending September 30, 1969:		
For other salaries	1,737,000.00	

For other expenses	375,000.00	
For equipment purchases	100,000.00	
For transfer to Conservation Department—Administrative Account	207,190.00	
Total		2,419,190.00

The funds hereinabove appropriated to the Forestry Division shall be paid out of the Forestry Fund and the appropriations made to the said fund as provided in Item III, B (3) (a) of this Act. It is provided that in the event receipts into the Forestry Fund from County appropriations exceed the sum of $290,000.00 for each of the fiscal years ending September 30, 1968 and September 30, 1969, then such excess is hereby appropriated. It is further provided that in the event receipts into the Forestry Fund from Federal Funds exceed the sum of $480,000.00 for the fiscal year end-September 30, 1968, and $490,000.00 for the fiscal year ending September 30, 1969, then such excess is hereby appropriated. In the event of an emergency, so determined by the Director of Conservation and the Governor, the Director of Conservation with the approval of the Governor is hereby authorized to meet such emergency by transferring to and from any item of expenditure herein appropriated for use by the Division of Forestry. (Provided, however, that any surplus remaining in the Forestry Fund at the end of a fiscal year in excess of $50,000.00 shall be transferred to the State General Fund.)

(c) Game and Fish Division:

For the fiscal year ending September 30, 1968:		
For salaries	1,330,515.00	
For other expenses	622,944.00	
For equipment purchases	242,389.00	
For transfer to Conservation Department—Administrative Account	229,591.00	
Total		2,425,439.00
For the fiscal year ending September 30, 1969:		
For salaries	1,463,225.00	
For other expenses	637,575.00	
For equipment purchases	216,656.00	

For transfer to Conservation Department—Administrative Account	229,591.00	
Total		2,547,047.00

The funds hereinabove appropriated to the Game and Fish Division shall be paid out of the Game and Fish Fund.

(d) State Lands Division:

For salaries	50,000.00	
For other expenses	16,000.00	
For equipment purchases	7,000.00	
For transfer to Conservation Department—Administrative Account	5,575.00	
Total		78,575.00

The funds hereinabove appropriated to the State Lands Division shall be paid out of the State Lands Division Fund and the appropriation hereinabove made includes the appropriation made to the said fund as provided in Item III B (3) (b) in this Act.

(e) State Parks Division:

For the fiscal year ending September 30, 1968:		
For salaries	260,000.00	
For other expenses	196,000.00	
For equipment purchases	25,000.00	
For Matching Federal Funds	200,000.00	
For Park Planning (any Federal Funds received as reimbursement under this program shall not revert but shall be carried over for use in the ensuing year)		
For transfer to Conservation Department—Administrative Account	39,198.00	
Total		720,198.00
For the fiscal year ending September 30, 1969:		
For salaries	275,000.00	
For other expenses	196,000.00	
For equipment purchases	25,000.00	
For transfer to Conservation Department—Administrative Account	39,198.00	
Total		535,198.00

The funds hereinabove appropriated to the State Parks Division shall be

paid out of the State Parks Fund and the appropriation hereinabove made includes the appropriation made to the said fund as provided in Item III B (3) (c) in this Act.

(f) Seafoods Division:

For the fiscal year ending September 30, 1968:		
For salaries	184,884.00	
For other expenses	104,800.00	
For equipment purchases	29,918.00	
For transfer to Conservation Department—Administrative Account	39,198.00	
For Gulf State Marine Fisheries Commission	5,000.00	
For contract with University of Alabama for Research on Seafoods	41,000.00	
Total		404,800.00
For the fiscal year ending September 30, 1969:		
For other salaries	203,750.00	
For other expenses	103,800.00	
For equipment purchases	32,880.00	
For transfer to Conservation Department—Administrative Account	39,198.00	
For Gulf State Marine Fisheries Commission	5,000.00	
For contract with University of Alabama for Research on Seafoods	12,250.00	
Total		396,878.00

In addition to the monies hereinabove appropriated, all monies derived from contracts, grants, or other agreements concerning or relating to marine biological research performed or accomplished at the Seafood Division Laboratory at Dauphin Island is hereby appropriated to the Division of Seafoods and may be expended by the Director of Conservation on such Seafood Division programs or projects which he deems appropriate.

The funds hereinabove appropriated to the Seafood Division shall be paid out of the Seafood Fund.

(g) Water Safety Division:

For the fiscal year ending September 30, 1968:	
For salaries	243,441.00
For other expenses	121,100.00
For equipment purchases	85,000.00

For transfer to Conservation Department—Administrative Account	39,198.00	
Total		488,739.00
For the fiscal year ending September 30, 1969:		
For salaries	264,467.00	
For other expenses	125,200.00	
For equipment purchases	49,500.00	
For transfer to Conservation Department—Administrative Account	39,198.00	
Total		478,365.00

The funds hereinabove appropriated to the Water Safety Division shall be paid out of the State Water Safety Fund.

(9) STATE LICENSING BOARD FOR GENERAL CONTRACTORS:

For salaries	42,155.00	
For other expenses	19,800.00	
For equipment purchases	2,000.00	
Total		63,955.00

In addition to the amounts appropriated hereinabove to the State Licensing Board for General Contractors, there is hereby appropriated such an amount as may be necessary to pay the refund of any application for license which may have been rejected by the Board or application withdrawn by request of applicant.

The above appropriation is payable out of the funds in the State Treasury to the credit of the State Licensing Board for General Contractors pursuant to Title 46, Chapter 4, Code of Alabama 1940.

(10) BOARD OF CORRECTIONS:

For the fiscal year ending September 30, 1968:		
For the salary of the Commissioner	15,000.00	
For other salaries	2,755,000.00	
For other expenses	2,110,000.00	
For equipment purchases	90,000.00	
For Debt Service, Estimated	83,746.14	
For transfer to the State Personnel Department	9,359.00	
For transfer to the Attorney General's Department	12,400.00	
Total		5,075,505.14

For the fiscal year ending September 30, 1969:		
For the salary of the Commissioner	15.000.00	
For other salaries	2,880,000.00	
For other expenses	2,200,000.00	
For equipment purchases	91,000.00	
For transfer to the State Personnel Department	9,722.00	
For transfer to the Attorney General's Department	12,400.00	
For Debt Service, Estimated	80,568.14	
Total		5,288,690.14

The funds hereinabove appropriated to the Board of Corrections shall be paid out of the Board of Corrections Fund and the appropriation hereinabove made includes the appropriation made to said fund as provided in Item III C (1).

(11) ALABAMA BOARD OF COSMETOLOGY:

For the fiscal year ending September 30, 1968:		
For salaries	57,089.00	
For other expenses	71,150.00	
For equipment purchases	3,175.00	
Total		131,414.00
For the fiscal year ending September 30, 1969:		
For salaries	57,786.00	
For other expenses	71,150.00	
For equipment purchases	1,100.00	
Total		130,036.00

The above appropriation shall be payable from the funds in the State Treasury to the credit of the Alabama Board of Cosmetology pursuant to provisions of Act No. 653, 1957 Regular Session.

(12) ALABAMA STATE DOCKS BOARD:

For transfer to the State Personnel Department,	
For the fiscal year ending September 30, 1968	2,057.00
For the fiscal year ending September 30, 1969	2,137.00

The above appropriation shall be paid from income, receipts and revenues derived from the operations of the Alabama State Docks Board.

(13) STATE BOARD OF REGISTRATION FOR PROFESSIONAL ENGINEERS AND LAND SURVEYORS:

For the fiscal year ending September 30, 1968:

For salaries	37,400.00	
For other expenses	26,320.00	
For equipment purchases	1,000.00	
Total		64,720.00

For the fiscal year ending September 30, 1969:

For salaries	39,000.00	
For other expenses	26,320.00	
For equipment purchases	1,000.00	
Total		66,320.00

The above appropriation is payable out of funds in the State Treasury to the credit of the Professional Engineers Fund as provided in Title 46, Chapter 7, Code of Alabama 1940, as amended.

(14) STATE BOARD OF REGISTRATION FOR FORESTERS:

For the fiscal year ending September 30, 1968:

For other expenses	2,505.00	
For equipment purchases	900.00	
Total		3,405.00

For the fiscal year ending September 30, 1969:

For other expenses	2,505.00	
For equipment purchases	300.00	
Total		2,805.00

The above appropriation is payable out of the funds in the State Treasury to the credit of the Professional Foresters' Fund.

(15) FARMERS MARKET AUTHORITY:

For salaries	16,600.00	
For other expenses	11,000.00	
Total		27,600.00

The above appropriation shall be paid from the funds in the State Treasury to the credit of the Farmers Market Authority and shall include the appropriation herein made in Item III E (18) in this Act.

(16) FEDERAL PROGRAM COORDINATING COMMITTEE:

For salaries, other expenses and equipment purchases 25,000.00

The above appropriation is payable from the funds transferred to this account in Item III E (19) of this Act. In addition to the above appropriation, any funds received from the Federal Government are hereby appropriated.

(17) HEALTH DEPARTMENT:

(a) Hospital Licensing:

For the fiscal year ending September 30, 1968:		
For salaries	22,000.00	
For other expenses	10,000.00	
Total		32,000.00
For the fiscal year ending September 30, 1969:		
For salaries	23,000.00	
For other expenses	10,000.00	
Total		33,000.00

The above appropriations are payable from funds in the Hospital Licensing Fund and the total expenditures shall in no manner exceed the amounts hereby appropriated and the appropriation hereinabove made shall include the appropriation made to the said fund as provided in Item III A (17) (f) in this Act.

(b) Bureau of Vital Statistics:

For the fiscal year ending September 30, 1968:		
For salaries	145,000.00	
For other expenses	20,000.00	
For equipment purchases	2,000.00	
Total		167,000.00
For the fiscal year ending September 30, 1969:		
For salaries	153,000.00	
For other expenses	20,000.00	
For equipment purchases	2,000.00	
Total		175,000.00

The above appropriation is payable from the funds in the Vital Statistics Fund and the total expenditures shall in no manner exceed the amounts hereby appropriated.

(c) County Health Work:

For salaries, other expenses and equipment purchases 750,000.00

The above appropriation is payable from the funds transferred to this account in Item III A (17) (c) and funds transferred in Item III F (17) (e) in this Act. In addition to the above appropriation, any funds received for this work from the several counties or the Federal Government are hereby appropriated.

(d)	Indigent Care:		
	For salaries	12,107.00	
	For distribution to counties, estimated	504,261.00	
	Total estimated		516,368.00

The above appropriation is payable from the funds transferred to this account in Item III A (17) (e) and Item III F (17) (e) of this Act. In addition to the above appropriation, any funds received for this work from the several counties or the Federal Government are hereby appropriated.

(e)	Health Department:		
	For the fiscal year ending September 30, 1968:		
	For salaries	839,657.00	
	For other expenses	338,372.00	
	For equipment purchases	25,000.00	
	For transfer to the County Health Work Account	375,000.00	
	For transfer to the Hospital Care of the Indigent Account	50,000.00	
	For study, care and treatment of cancer	85,000.00	
	Total		1,713,029.00
	For the fiscal year ending September 30, 1969:		
	For salaries	858,613.00	
	For other expenses	338,372.00	
	For equipment purchases	25,000.00	
	For transfer to the County Health Work Account	375,000.00	
	For transfer to the Hospital Care of the Indigent Account	50,000.00	
	For study, care and treatment of cancer	85,000.00	
	Total		1,731,985.00

The above appropriation is payable from the funds transferred to this account from the General and Mental Health Fund as provided in Act No. 654, 1965 Regular Session.

(18) HIGHWAY AND BRIDGES:

For the fiscal year ending September 30, 1968:

For interest and sinking funds on outstanding highway bonds, so much of the gasoline taxes and motor vehicle licenses collected as may be necessary to pay the same; and for the compensation of the State Highway Director, $17,500.00; for transfer to the State Personnel Department the sum of $80,877.00; for transfer to the Attorney General's Department $66,600.00; for maintenance and construction of roads and bridges, for salaries, and for other expenses of the Highway Department, the residue of gasoline taxes, motor vehicle licenses, and all other revenues coming in or accruing to the Highway Department; and all funds accruing to the Highway Department by virtue of Federal Aid.

For the fiscal year ending September 30, 1969:

For interest and sinking funds on outstanding highway bonds, so much of the gasoline taxes and motor vehicle licenses collected as may be necessary to pay the same; and for the compensation of the State Highway Director, $17,500.00; for transfer to the State Personnel Department the sum of $84,016.00; for transfer to the Attorney General's Department $66,600.00; for maintenance and construction of roads and bridges, for salaries, and for other expenses of the Highway Department, the residue of gasoline taxes, motor vehicle licenses, and all other revenues coming in or accruing to the Highway Department; and all funds accruing to the Highway Department by virtue of Federal Aid.

(19) DEPARTMENT OF INDUSTRIAL RELATIONS:

For the fiscal year ending September 30, 1968:

For the salary of the Director, estimated 17,000.00

For transfer to the State Personnel Department 14,384.00

For the fiscal year ending September 30, 1969:

For salary of the Director, estimated 17,000.00

For transfer to the State Personnel Department 14,942.00

For other salaries and expenses incident to the operation and management of the Department; for U. S. Employment Service, U. S. Unemployment Compensation, and for such other funds, services and operations for which the United States

Government may provide monies; there is hereby appropriated, in addition to the amounts appropriated herein in Item III A (20), all such sums as the United States Government may make available therefor.

(20) STATE INSURANCE FUND:

For the fiscal year ending September 30, 1968:		
For salaries	71,500.00	
For other expenses	32,936.00	
For equipment purchases	5,000.00	
Total		109,436.00
For the fiscal year ending September 30, 1969:		
For salaries	75,000.00	
For other expenses	32,936.00	
For equipment purchases	5,000.00	
Total		112,936.00

The above appropriations are payable out of the funds in the State Treasury to the credit of the State Insurance Fund, pursuant to Title 28, Section 325, Code of Alabama 1940.

(21) LAW ENFORCEMENT FUND 8,000.00

The above appropriation shall be paid from the proceeds deposited to the credit of the Law Enforcement Fund pursuant to Title 29, Section 251, Code of Alabama 1940, as amended, and the expenditures authorized from such fund are limited to the amount appropriated herein.

(22) DEPARTMENT OF BANKING:

For the fiscal year ending September 30, 1968:		
For salary of the Director	15,000.00	
For other salaries	170,700.00	
For other expenses	42,877.00	
For equipment purchases	6,500.00	
Total		235,077.00
For the fiscal year ending September 30, 1969:		
For salary of the Director	15,000.00	
For other salaries	181,950.00	
For other expenses	42,877.00	
For equipment purchases	6,500.00	
Total		246,327.00

The above appropriation shall be paid from the Banking Assessment Fees as provided in Act No. 373, 1965 Regular

Session and shall also include the appropriation made in Item III A (9) of this Act.

(23) DEPARTMENT OF BANKING-LOAN EXAMINATION FUND:

For the fiscal year ending September 30, 1968:		
For salaries	70,000.00	
For other expenses	20,000.00	
For equipment purchases	5,000.00	
Total		95,000.00
For the fiscal year ending September 30, 1969:		
For salaries	74,000.00	
For other expenses	20,000.00	
For equipment purchases	5,000.00	
Total		99,000.00

The above appropriation shall be paid out of the Loan Examination Fund as provided in Act No. 374, 1959 Regular Session, approved November 6, 1959.

(24) LICENSING BOARD FOR THE HEALING ARTS:

For the fiscal year ending September 30, 1968:		
For salaries	30,540.00	
For other expenses	6,625.00	
For equipment purchases	400.00	
Total		37,565.00
For the fiscal year ending September 30, 1969:		
For salaries	32,000.00	
For other expenses	7,385.00	
Total		39,385.00

The above appropriation is payable out of the funds in the State Treasury to the credit of the Licensing Board for the Healing Arts as provided in Act No. 106, 1959 Regular Session.

(25) SPECIAL MENTAL HEALTH FUND:

(a) For the payment of principal and interest due on bonds issued by the University of Alabama pursuant to Constitutional Amendment No. CXLI,

For the fiscal year ending September 30, 1968	193,112.50
For the fiscal year ending September 30, 1969	194,606.25

(b) To Auburn University,
Psychology Department, for the training of psychologists 5,000.00

(c) To the State Mental Health Department:
For operation and maintenance,
For the fiscal year ending September 30, 1968 ..... 13,915,000.00
For the fiscal year ending September 30, 1969 ..... 14,765,000.00

(d) To the State Mental Health Department, to provide drugs to medically indigent mental patients not hospitalized at the time of receiving drugs at the Alabama State Hospitals 150,000.00

(e) To the Board of Trustees of the University of Alabama:
For the Medical College of Alabama, for salaries of professional and related personnel in its Department of Psychiatry and for stipends and scholarships to be paid to trainees in the field of psychiatry 400,000.00

(f) To University of Alabama,
Psychological Clinic for the training of psychologists 25,000.00

(g) To the Board of Trustees of the University of Alabama:
For the University Hospital and Hillman Clinics, for outpatient and inpatient care of patients with mental illness who are residents of the State 1,000,000.00

The appropriations herein made shall be paid from the funds deposited in the State Treasury to the credit of the Special Mental Health Fund and shall include the appropriation made in Item III C (2) of this Act.

(26) STATE DEPARTMENT OF MENTAL HEALTH:

For the support, maintenance and capital expenditures the several sums appropriated by Items III F (3) (a) and III F (25) of this Act and the amounts provided in Act No. 654, 1965 Regular Session. Expenditures to be made at the direction of the Alabama Mental Health Board.

(27) ALABAMA MILK CONTROL BOARD:

For salaries	90,950.00
For other expenses	50,736.00
For equipment purchases	1,500.00
Total	143,186.00

The above appropriation shall be paid out of the Milk Control Board Fund as is provided in Title 22, Chapter 7, Code of Alabama 1940.

(28) BOARD OF NURSES' EXAMINERS AND REGISTRATION:

For the fiscal year ending September 30, 1968:		
For salaries	61,000.00	
For other expenses	30,820.00	
Total		91,820.00
For the fiscal year ending September 30, 1969:		
For other salaries	64,000.00	
For other expenses	34,920.00	
For equipment purchases	3,500.00	
Total		102,420.00

The above appropriation is payable out of the funds in the State Treasury to the credit of the State Board of Nurses' Examiners and Registration as provided in Title 46, Chapter 10, Code of Alabama 1940, as amended.

(29) PENSIONS:

(a) Confederate veterans and their widows: Such an amount as may be necessary to pay all the pensions allowed to Confederate soldiers and sailors and their widows. The above appropriation shall be paid out of the proceeds from the levy of the one mill tax as provided by Title 51, Section 19, Code of Alabama 1940.

(30) DEPARTMENT OF PENSIONS AND SECURITY:

For the fiscal year ending September 30, 1968:	
For the salary of the Commissioner	14,000.00
For transfer to the State Personnel Department	25,181.00
For the fiscal year ending September 30, 1969:	
For the salary of the Commissioner	14,000.00
For transfer to State Personnel Department	26,158.00

For other salaries and expenses incident to the operation and management of the Department for all welfare purposes as provided by law, there is hereby appropriated, in addition to the amounts set out in Item III A (27), all Federal,

State, County and Municipal funds made available therefore, provided that for the fiscal year ending September 30, 1968, not more than the sum of $6,500,000.00, and for the fiscal year ending September 30, 1969, not more than the sum of $6,700,000.00, of the State funds herein appropriated for welfare purposes may be used for administrative purposes of the Department, including employer's contribution to the Federal old age, survivors and disability insurance program; provided, further, that not more than twenty-seven and one-half per centum of the State funds appropriated herein for welfare purposes may be allotted in any one quarter of a fiscal year.

(31) PERSONNEL DEPARTMENT:

For the fiscal year ending September 30, 1968:		
For salary of the Director	13,000.00	
For other salaries	187,000.00	
For other expenses	59,452.00	
For equipment purchases	1,500.00	
Total		260,952.00
For the fiscal year ending September 30, 1969:		
For salary of the Director	13,000.00	
For other salaries	196,000.00	
For other expenses	59,452.00	
For equipment purchases	1,500.00	
Total		269,952.00

The above appropriations shall be paid from funds transferred to, or received by, the State Personnel Department provided in this or any other Act.

(32) PUBLIC SCHOOL FUND:

For the Public School Fund all funds derived from the levy of the special annual tax of thirty cents on each one hundred dollars ($100.00) of taxable property in this State for the support and maintenance of the public schools and from other funds mentioned and enumerated in Sections 257, 258 and 260 of the Constitution of 1901; and the amount appropriated from all other funds as is now provided by law, provided, however, not more than four per cent of all funds appropriated in this Section shall be used or expended otherwise than for the payment of teachers employed in such schools.

(33) PUBLIC SERVICE COMMISSION:

For salary of the President and two Associate Commissioners	54,500.00	
For other salaries	235,000.00	
For other expenses	103,340.00	
For equipment purchases	15,000.00	
Total		407,840.00

The above appropriation to the Alabama Public Service Commission shall be payable only out of inspection and supervision fees paid by utilities and transportation companies, and such parts or percentage of fees and taxes paid by motor carrier or motor transportation companies as are now or may be set aside by law to be used by the Commission; and all receipts from fees and taxes paid to the Alabama Public Service Commission in excess of $100,000.00 at the end of each fiscal year shall revert to the General Fund in the State Treasury.

(34) ALABAMA REAL ESTATE COMMISSION:

For salaries	30,000.00	
For other expenses	26,840.00	
For equipment purchases	500.00	
Total		57,340.00

The above appropriation shall be paid out of the receipts to the Alabama Real Estate Fund as provided in Title 46, Chapter 14, of the Code of Alabama 1940, as amended, and the total expenditures shall in no manner exceed the amounts hereby appropriated.

(35) DEPARTMENT OF REVENUE:

For the Administrative Account of the Department of Revenue there is hereby transferred from the General Fund and appropriated as provided in Item III A (34) (a) of this Act.	
For the fiscal year ending September 30, 1968	661,967.00
For the fiscal year ending September 30, 1969	702,818.00

There is hereby appropriated for transfer to Revenue Department, Administrative Account from the gross proceeds of Financial Institution Excise Tax collec-

tions as part of the cost of operating said Department,	
For the fiscal year ending September 30, 1968	73,250.00
For the fiscal year ending September 30, 1969	77,771.00
There is hereby appropriated for transfer to Revenue Department, Administrative Account, from the gross proceeds of the Forest Severance Tax Collections as part of the cost of operating said Department,	
For the fiscal year ending September 30, 1968	73,929.00
For the fiscal year ending September 30, 1969	78,491.00
There is hereby appropriated for transfer to Revenue Department, Administrative Account, from the gross proceeds of Gasoline Tax collections as part of the cost of operating said Department,	
For the fiscal year ending September 30, 1968	489,014.00
For the fiscal year ending September 30, 1969	519,193.00
There is hereby appropriated for transfer to Revenue Department, Administrative Account, from Income Tax collections, for the cost of collecting said tax,	
For the fiscal year ending September 30, 1968	1,623,718.00
For the fiscal year ending September 30, 1969	1,723,921.00
There is hereby appropriated for transfer to Revenue Department, Administrative Account, from the gross proceeds of Motor Fuel Tax collections as part of the cost of operating said Department,	
For the fiscal year ending September 30, 1968	282,828.00
For the fiscal year ending September 30, 1969	300,282.00
There is hereby appropriated for transfer to Revenue Department, Administrative Account, from the gross proceeds of Motor Vehicle License collections as part of cost of operating said Department,	

For the fiscal year ending September 30, 1968	285,541.00
For the fiscal year ending September 30, 1969	303,162.00
There is hereby appropriated for transfer to Revenue Department, Administrative Account, from the Pension Fund as part of the cost of collections of the 1-Mill Ad Valorem Tax,	
For the fiscal year ending September 30, 1968	86,815.00
For the fiscal year ending September 30, 1969	92,173.00
There is hereby appropriated for transfer to Revenue Department, Administrative Account, from the Public School Fund as part of the cost of collection of the 3-Mill Ad Valorem Tax,	
For the fiscal year ending September 30, 1968	215,004.00
For the fiscal year ending September 30, 1969	228,272.00
There is hereby appropriated for transfer to Revenue Department, Administrative Account, from the gross proceeds of Sales Tax collections as part of the cost of operating said Department,	
For the fiscal year ending September 30, 1968	2,259,233.00
For the fiscal year ending September 30, 1969	2,398,656.00
There is hereby appropriated for transfer to Revenue Department, Administrative Account, from the gross proceeds of Store License Tax collections as part of the cost of operating said Department,	
For the fiscal year ending September 30, 1968	42,729.00
For the fiscal year ending September 30, 1969	45,366.00
There is hereby appropriated for transfer to Revenue Department, Administrative Account, from the gross proceeds of the Tobacco Tax collections as part of the cost of operating said Department,	
For the fiscal year ending September 30, 1968	465,276.00

For the fiscal year ending September 30, 1969	493,989.00	
There is hereby appropriated for transfer to Revenue Department, Administrative Account, from the gross proceeds of Use Tax collections as part of the cost of operating said Department,		
For the fiscal year ending September 30, 1968	223,142.50	
For the fiscal year ending September 30, 1969	236,913.50	
For the fiscal year ending September 30, 1968:		
Total		6,782,446.50
For the fiscal year ending September 30, 1969:		
Total		7,201,007.50
There is hereby appropriated to the Revenue Department from the gross proceeds of Motor Vehicle License collections for the purchase only, of motor vehicle license tags,		
For the fiscal year ending September 30, 1968		1,000,000.00
For the fiscal year ending September 30, 1969		1,080,000.00
(36) DEPARTMENT OF REVENUE-ADMINISTRATIVE ACCOUNT:		
For the fiscal year ending September 30, 1968:		
For the salary of the Commissioner	17,000.00	
For other salaries	4,660,000.00	
For other expenses	1,584,714.00	
For equipment purchases	44,291.50	
For transfer to State Personnel Department	11,361.00	
Total		6,317,366.50
For the fiscal year ending September 30, 1969:		
For the salary of the Commissioner	17,000.00	
For other salaries	4,949,000.00	
For other expenses	1,688,464.00	
For equipment purchases	45,661.50	
For transfer to State Personnel Department	11,802.00	
Total		6,711,927.50
The amounts hereinabove appropriated for the cost of maintenance and operation of the Department of Revenue		

are in lieu of any other statutory provision for the payment of the cost of operating said Department or collection of the taxes as authorized by law. Provided, however, in addition to the amount hereinabove appropriated, there is hereby appropriated to the Department of Revenue all sums allowed the Department of Revenue by Local Acts of the Legislature as a charge for the collection of taxes or licenses.

(37) TEMPERANCE EDUCATION:

For the fiscal year ending September 30, 1968:		
For salaries	24,000.00	
For other expenses	11,885.00	
Total		35,885.00
For the fiscal year ending September 30, 1969:		
For salaries	25,200.00	
For other expenses	11,885.00	
Total		37,085.00

The appropriation hereinabove made shall be paid from the funds transferred from the Alcoholic Beverage Control Board to the Education Department.

(38) STATE BOARD OF VETERINARY MEDICAL EXAMINERS:

For salaries	100.00	
For other expenses	4,900.00	
Total		5,000.00

The above appropriation is payable out of funds in the State Treasury to the credit of the State Board of Veterinary Medical Examiners, pursuant to the provisions of Act No. 945, approved September 13, 1951.

(39) BUREAU OF PUBLICITY AND INFORMATION:

For the fiscal year ending September 30, 1968:		
For salaries	12,370.00	
For other expenses	12,000.00	
For Advertising	350,000.00	
Total		374,370.00
For the fiscal year ending September 30, 1969:		
For salaries	13,000.00	
For other expenses	12,000.00	

For Advertising	350,000.00	
Total		375,000.00

The above appropriation shall be paid from the receipts collected under the provisions of Act No. 269, 1963 Regular Session.

(40) LIQUEFIED PETROLEUM GAS BOARD:

For salary of Director, Estimated	11,000.00	
For other salaries	24,100.00	
For other expenses	21,076.00	
For equipment purchases	3,500.00	
Total		59,676.00

The above appropriation shall be paid from receipts paid into the Liquefied Petroleum Gas Fund.

(41) STATE BOARD OF REGISTRATION FOR SANITARIANS:

For salaries	700.00	
For other expenses	855.00	
Total		1,555.00

The above appropriation shall be paid from the receipts collected under the provisions of Act No. 209, Second Special Session, 1964.

(42) ALABAMA THERAPIST BOARD:

For other expenses	1,100.00

The above appropriation shall be paid from receipts paid into the Alabama Therapist Board Fund.

Section 3. That any surplus remaining in any appropriation herein made from the General Fund for the payment of salaries in any office, department, bureau, board, commission, or other agency after provision has been made for the payment of all salaries in that office, department, bureau, board, commission, or other agency for which the appropriation is made, may be transferred, on order of the Governor, to any other appropriation herein made from the General Fund for the payment of all salaries in any office, department, bureau, board, commission, or other agency when the appropriation herein made from the General Fund for the payment of salaries in that office, department, bureau, board, commission, or other agency is insufficient to pay all the salaries in that office, department, bureau, board, commission, or other agency according to the pay plan recommended by the Personnel Board, and approved by the Governor.

Section 4. That, except as may be herein otherwise provided, the amounts herein specifically appropriated shall be in lieu of the amounts heretofore provided or appropriated by law for such purposes. That the amounts herein appropriated are the maximum amounts to be expended for the purposes herein designated and in no event shall the maximum expenditure provided for any items of expense exceed the

amount allocated herein except for those appropriations designated as 'estimated', and all appropriations herein made, except appropriations to the Alabama Alcoholic Beverage Control Board for the purchase of alcoholic beverages, are and shall be subject to the terms, conditions, provisions and limitations of Title 55, Chapter 4, Article 3, Code of Alabama 1940.

Section 5. That nothing in this Act shall be construed to affect or repeal any law authorizing or permitting any college, school or other educational or eleemosynary institution of the State to receive, collect or disburse any fees, tuition, charges, sales, endowments, trusts or income therefrom, which it now or may hereafter be authorized to receive, collect or disburse.

Section 6. In addition to the appropriations herein made, all gifts, grants, or contributions, including grants by the Congress of the United States, municipalities or counties, to any department, division, board, bureau, commission, agency, institution, office or officer of the State of Alabama are hereby appropriated and, in the event the same are recurring, are re-appropriated to such department, division, board, bureau, commission, agency, institution, office or officer to be used only for the purpose or purposes for which the grant or contribution was or shall be made.

Section 7. That, if any section, paragraph, sentence, clause, provision or portion of this Act or all or any portion of any appropriation or appropriations herein made be held unconstitutional or invalid, it shall not affect any other section, paragraph, sentence, clause, provision or portion of this Act or any other appropriation or appropriations or portion thereof hereby made not in and of itself unconstitutional or invalid.

Section 8. That all laws and parts of laws, general, special, private or local, in conflict with or inconsistent with the provisions of this Act be and the same are hereby expressly repealed.

Section 9. That this Act shall become effective on October 1, 1967.

Which was adopted.

Yeas 34; Nays 0.

Yeas:

Messrs.:	Engel	Leonard	Pelham	
Albea	Folsom	Lindsey	Pierce	
Bailes	Giles	Lolley	Radney	
Branyon	Gilmore	McCarley	Skidmore	
Carr	Givhan	McDermott	Stone	
Childs	Goodwyn	Morrow	Torbert	
Clark	Harris	Nabors	Turner	
Cooper	Hawkins	O'Bannon	Vacca	
Dominick	Jackson	Oden		—34

Nays: —0

Mr. Turner offered the following amendment to the Bill, H. B. 23, as amended by the substitute, to-wit:

AMENDMENT TO H. B. 23

Amend H. B. 23 by striking therefrom the words "Tennessee River Development Authority" as they appear in subsection (41), on page 27, and inserting in lieu thereof the words "Tennessee River Valley Association"

Which was adopted.

Yeas 31; Nays 0.

Yeas:

Messrs.:	Dominick	Jackson	Oden
Albea	Engel	Lindsey	Pelham
Bailes	Folsom	Lolley	Pierce
Branyon	Giles	McCarley	Radney
Carr	Gilmore	McDermott	Skidmore
Childs	Givhan	Morrow	Stone
Clark	Goodwyn	Nabors	Turner
Cooper	Harris	O'Bannon	Vacca

31

Nays: —0

Mr. Branyon offered the following amendment to the Bill, H. B. 23, as amended, to-wit:

AMENDMENT TO H. B. 23, AS AMENDED

In Section 2 III (18), on page 13, strike out the figures "4,750.00" and insert the figures "9,500.00"

On motion of Mr. Turner, said amendment was laid on the table.

Yeas 16; Nays 10.

Yeas:

Messrs.:	Goodwyn	Lindsey	Pierce
Albea	Harris	McCarley	Torbert
Engel	Hawkins	Nabors	Turner
Folsom	Jackson	O'Bannon	Vacca
Giles			

—16

Nays:

Messrs.:	Childs	Morrow	Radney
Bailes	Givhan	Oden	Skidmore
Branyon	McDermott	Pelham	

—10

Mr. Skidmore offered the following amendment to the Bill, H. B. 23, as amended, to-wit:

AMENDMENT TO H. B. 23, AS AMENDED

Amend H. B. 23 as amended by striking therefrom the figure "38,000.00" as it appears in Section 2 IIIA(26), on page 15, and inserting in lieu thereof the figure "60,000.00".

On motion of Mr. Turner, said amendment was laid on the table.

Yeas 16; Nays 15.

Yeas:

Messrs.:	Engel	Goodwyn	Lolley
Albea	Folsom	Harris	McCarley
Clark	Giles	Jackson	Stone
Cooper	Givhan	Leonard	Turner
Dominick			

—16

Nays:

Messrs.:	Gilmore	Morrow	Pierce
Bailes	Hawkins	Nabors	Radney
Branyon	Lindsey	O'Bannon	Skidmore
Childs	McDermott	Pelham	Vacca

—15

Mr. Radney offered the following amendment to the Bill, H. B. 23, as amended, to-wit:

AMENDMENT TO H. B. 23, AS AMENDED

Amend House Bill No. 23 as amended by deleting on page 29, Section F (2) (b) (4).

On motion of Mr. Turner, said amendment was laid on the table.

Yeas 17; Nays 11.

Yeas:

Messrs.:	Folsom	Lindsey	Skidmore
Albea	Giles	Lolley	Stone
Clark	Givhan	McDermott	Torbert
Cooper	Goodwyn	Pelham	Turner
Engel	Leonard		

—17

Nays:

Messrs.:	Dominick	Morrow	Oden
Bailes	Gilmore	Nabors	Pierce
Branyon	Harris	O'Bannon	Radney

—11

Mr. McCarley offered the following amendment to the Bill, H. B. 23, as amended, to-wit:

AMENDMENT TO H. B. 23 AS AMENDED

Amend H. B. 23 by striking therefrom in Section 2 III a, 14 c on page 9 the figures 113,000 and insert in lieu thereof the figure 110,000.00; further amend the bill by striking therefrom the figure 321,394.00 and insert in lieu thereof the figure 318,394.00:

Further amend the bill by striking therefrom in the same section and item the figure 116,000.00 and insert in lieu thereof the figure 113,000.00; further amend the bill by striking therefrom the figure 324,158.00 and insert in lieu thereof the figure 321,158.00"

On motion of Mr. Turner, said amendment was laid on the table.

Yeas 22; Nays 4.

Yeas:

Messrs.:	Engel	Hawkins	Radney
Albea	Folsom	Lindsey	Skidmore
Branyon	Giles	Lolley	Stone
Childs	Givhan	McDermott	Torbert
Clark	Goodwyn	Nabors	Turner
Cooper	Harris	Pierce	

—22

Nays:

Messrs.:	Dominick	Gilmore	McCarley
Bailes			

—4

Mr. McCarley then offered the following amendment to the Bill, H. B. 23, as amended, to-wit:

AMENDMENT TO H. B. 23

Amend H. B. 23 by striking therefrom in Section 2, III, 14c on page 9 the figures 4,000.00 and insert in lieu thereof the figure 1300.00. Further amend the bill by striking the figure 324,158.00 and insert in lieu thereof the figure $321,458.00.

On motion of Mr. Turner, said amendment was laid on the table.

Yeas 20; Nays 7.

Yeas:

Messrs.:	Engel	Lindsey	Skidmore	
Albea	Folsom	Lolley	Stone	
Branyon	Giles	McDermott	Torbert	
Childs	Givhan	Nabors	Turner	
Clark	Hawkins	Pelham	Vacca	
Cooper				—20

Nays:

Messrs.:	Dominick	McCarley	O'Bannon	
Bailes	Gilmore	Morrow	Pierce	
				—7

Mr. Gilmore offered the following amendment to the Bill, H. B. 23, as amended, to-wit:

AMENDMENT TO H. B. 23 AS AMENDED

Amend H. B. 23 as amended by striking therefrom on page 12 thereof the whole of subsection (j) and insert in lieu thereof the following:

"(j) For Pollution control:

For the fiscal year ending September 30, 1968:		
For salaries	94,100.00	
For other expenses	11,500.00	
Total		105,600.00
For the fiscal year ending September 30, 1969:		
For salaries	96,310.00	
For other expenses	11,500.00	
Total		107,810.00

On motion of Mr. Turner, said amendment was laid on the table.

Yeas 16; Nays 11.

Yeas:

Messrs.:	Engel	Harris	Pierce	
Albea	Folsom	Jackson	Stone	
Branyon	Giles	Lindsey	Torbert	
Clark	Givhan	Lolley	Turner	
Cooper				—16

Nays:

Messrs.:	Dominick	McDermott	Radney
Bailes	Gilmore	Morrow	Skidmore
Childs	McCarley	Nabors	Vacca

—11

And said Bill, H. B. 23, as thus amended, was then read a third time at length and passed.

Yeas 30; Nays 0.

Yeas:

Messrs.:	Engel	Leonard	Oden
Albea	Folsom	Lindsey	Pelham
Bailes	Giles	Lolley	Radney
Branyon	Gilmore	McCarley	Skidmore
Childs	Givhan	McDermott	Torbert
Clark	Harris	Morrow	Turner
Cooper	Hawkins	Nabors	Vacca
Dominick	Jackson	O'Bannon	

—30

Nays: —0

The Bill:

H. 34. To make an appropriation for the support of the Council of State Governments.

was taken up.

Mr. McCarley moved that further consideration of the Bill, H. B. 34, be postponed until the next Legislative day. On motion of Mr. Turner, the motion to postpone was laid on the table.

Yeas 28; Nays 2.

Yeas:

Messrs.:	Giles	Lindsey	Pierce
Albea	Givhan	Lolley	Radney
Bailes	Goodwyn	McDermott	Skidmore
Branyon	Harris	Morrow	Stone
Clark	Hawkins	Nabors	Torbert
Cooper	Jackson	Oden	Turner
Engel	Leonard	Pelham	Vacca
Folsom			

—28

Nays: Messrs.: Dominick, McCarley —2

And said Bill, H. B. 34, was then read a third time at length and passed.

Yeas 29; Nay 1.

Yeas:

Messrs.:	Dominick	Lindsey	Pelham
Albea	Engel	Lolley	Pierce
Bailes	Folsom	McDermott	Skidmore
Branyon	Giles	Morrow	Stone
Carr	Givhan	Nabors	Torbert
Childs	Goodwyn	O'Bannon	Turner
Clark	Harris	Oden	Vacca
Cooper	Hawkins		

—29

Nay: Mr. McCarley —1

The Bill:

H. 27. To make an appropriation to the Governor's Office for the purpose of paying contribution to the National Governors' Conference.

Was read a third time at length and passed.

Yeas 31; Nays 0.

Yeas:

Messrs.:	Engel	Jackson	Pelham	
Albea	Folsom	Leonard	Pierce	
Bailes	Giles	Lindsey	Radney	
Branyon	Gilmore	McDermott	Skidmore	
Carr	Givhan	Morrow	Stone	
Childs	Goodwyn	Nabors	Torbert	
Clark	Harris	O'Bannon	Turner	
Cooper	Hawkins	Oden	Vacca	
				—31

Nays: —0

The Bill:

H. 28. To provide for cooperation by the State of Alabama with other Southern States in nuclear development of the South, and making an appropriation for that purpose.

Was read a third time at length and passed.

Yeas 30; Nays 0.

Yeas:

Messrs.:	Dominick	Hawkins	Pierce	
Albea	Engel	Jackson	Radney	
Bailes	Folsom	Lindsey	Skidmore	
Branyon	Giles	McCarley	Stone	
Carr	Gilmore	McDermott	Torbert	
Childs	Givhan	Morrow	Turner	
Clark	Goodwyn	Nabors	Vacca	
Cooper	Harris	Pelham		—30

Nays: —0

The Bill:

H. 30. To make an appropriation for the support of the Commission on Mental Illness of the Southern Regional Education Board.

Was read a third time at length and passed.

Yeas 30; Nays 0.

Yeas:

Messrs.:	Dominick	Jackson	Pelham	
Albea	Engel	Leonard	Radney	
Bailes	Folsom	Lindsey	Skidmore	
Branyon	Giles	McCarley	Stone	
Carr	Gilmore	McDermott	Torbert	
Childs	Givhan	Morrow	Turner	
Clark	Goodwyn	Nabors	Vacca	
Cooper	Harris	O'Bannon		—30

Nays: —0

The Bill:

H. 26. To make appropriations from the State Treasury for capital inprovements.

was taken up.

The Standing Committee on Finance and Taxation reported the following substitute for the Bill, H. B. 26, to-wit:

SUBSTITUTE FOR H. B. 26

A BILL
TO BE ENTITLED
AN ACT

To make appropriations from the State Treasury for capital improvements.

Be It Enacted by the Legislature of Alabama:

Section 1. There is hereby appropriated from monies in the State Treasury to the credit of the funds designated herein for the fiscal years ending September 30, 1968, and September 30, 1969, to be used for capital improvements only, the following amounts for the specific projects:

Section 2. FARMERS' MARKET AUTHORITY:

There is hereby appropriated to the Farmers' Market Authority, for the purpose of acquiring, erecting, constructing, and equipping farmers' markets, for each of the fiscal years ending September 30, 1968 and September 30, 1969, the sum of $100,000.00.

The above appropriation shall be paid from the State General Fund and is conditional upon the condition of the Treasury and with the approval of the Governor.

Section 3. ARMORY COMMISSION:

For the fiscal year ending September 30, 1968:
For the construction of an armory at Andalusia ..... $ 45,000.00

The above appropriation shall be paid from the State General Fund.

Section 4. DEPARTMENT OF CONSERVATION:

(a) Game and Fish Division:
For the fiscal year ending September 30, 1968:

For Construction and Repairs of Public Lakes and Access Areas	$214,500.00
For Purchase and Acquisition of Land	76,000.00
For Construction and Repairs of Game and Fish Division Buildings, Water Systems, and Sanitary Facilities	76,000.00

For Road Repairs, Construction and Improvements	30,000.00	
For Completion of radio system	74,000.00	
Establishment and Buoying of Fish Havens	7,500.00	
Total		478,000.00
For the fiscal year ending September 30, 1969:		
For Construction and Repairs of Public Lakes and Access Areas	263,500.00	
For Purchase and Acquisition of Land	125,000.00	
For Construction and Repairs of Game and Fish Division Buildings, Water Systems, and Sanitary Facilities	19,000.00	
Establishment and Buoying of Fish Havens	7,500.00	
Total		415,000.00
The above appropriations shall be paid from the Game and Fish Fund.		
(b) Division of Forestry:		
For the fiscal year ending September 30, 1968:		
Purchase of Tower Sites	800.00	
Purchase of Materials for Latrines	1,600.00	
Purchase of Materials for Water-Sewage Systems Fire Control	1,700.00	
Addition to Dwellings, Fire Control	4,700.00	
Addition to Dwelling, Geneva State Forest	1,200.00	
Garage and Storage Building, Geneva State Forest	1,500.00	
Addition to Packing Shed, Auburn Nursery	2,000.00	
Fertilizer Storage Building, Auburn Nursery	4,000.00	
Cold Storage Room for Seed, Auburn Nursery	4,800.00	
Total		22,300.00
For the fiscal year ending September 30, 1969:		
Purchase of Tower Sites	800.00	
Purchase of Materials for Latrines	400.00	
Purchase of Materials for Water-Sewage Systems	1,600.00	
Addition to Dwellings	5,200.00	

Addition to Miller Nursery Dwelling	5,000.00	
Cold Storage Room at Hauss Nursery	4,800.00	
Total		17,800.00

The above appropriations shall be paid from the Forestry Fund.

(c) Water Safety Division:

For the fiscal year ending September 30, 1968:		
To construct water-oriented recreation complex		100,000.00
For the fiscal year ending September 30, 1969:		
To construct water-oriented recreation complex		50,000.00

The above appropriation shall be paid from the Water Safety Fund.

(d) Seafood Division:

For the fiscal year ending September 30, 1968:		
Oyster and shrimp improvements	45,000.00	
Laboratory payment	50,000.00	
Additions to laboratory	500.00	
Oyster Pond Improvements	1,000.00	
Snapper banks	500.00	
Total		97,000.00
For the fiscal year ending September 30, 1969:		
Oyster and shrimp improvements	45,000.00	
Laboratory payment	50,000.00	
Snapper Banks	500.00	
Additions to Laboratory	1,000.00	
Oyster Pond improvements	500.00	
Total		97,000.00

The above appropriations shall be paid from the Seafoods Fund.

(e) State Parks Division:

For the fiscal year ending September 30, 1968:		
For repairs to existing building and replacement of water pump at Coffee County Lake		15,000.00

The above appropriation shall be paid from the State Parks Fund.

The amounts herein appropriated to the several divisions of the Department of Conservation are the maximum amounts to be expended for the purposes herein designated and in no event shall the maximum expendi-

ture provided for any items exceed the amount allocated herein, except in the event of an emergency so determined by the Director of Conservation and the Governor any portion of the amounts herein appropriated may be expended to pay the cost of such emergency.

Section 5. DAUPHIN ISLAND PARK AND BEACH BOARD:

For the fiscal year ending September 30, 1968:

For the construction of a pier and renovation of existing casino 25,000.00

The above appropriation shall be paid from the Seafoods Fund.

Section 6. All appropriations herein made are, and shall be subject to the terms, conditions, provisions and limitations of Title 55, Chapter 4, Article 3, Code of Alabama 1940.

Section 7. This Act shall become effective October 1, 1967.

Mr. Turner offered the following amendment to the substitute for the Bill, H. B. 26, to-wit:

AMENDMENT TO H. B. 26

Amend H. B. 26 by striking therefrom the whole of Section 4 (c) and inserting in lieu thereof the following:

"(c) Water Safety Division:

For the fiscal year ending September 30, 1968:

To construct water-oriented recreation complex 100,000.00

To construct an equipment shed-storage-office complex 9,000.00

To construct a Water Safety District Headquarters Complex 20,000.00

For the fiscal year ending September 30, 1969:

To construct water-oriented recreation complex 50,000.00

The above appropriation shall be paid from the Water Safety Fund."

Which was adopted.

Mr. Goodwyn offered the following amendment to the substitute, as amended, for the Bill, H. B. 26, to-wit:

AMENDMENT TO COMMITTEE SUBSTITUTE FOR H. B. 26

Amend H. B. 26 by adding at the end of Section 3, a new section as follows:

"3A. LIVESTOCK COLISEUM

For the fiscal year ending September 30, 1968:

For construction of new stables ..... 160,000.00"

The above appropriation shall be paid from the State General Fund and shall be conditional upon the condition of the treasury and released only upon the approval of the Governor.

Which was adopted.

Mr. Bailes offered the following amendment to the substitute, as amended, for the Bill, H. B. 26, to-wit:

AMENDMENT TO H. B. 26, AS AMENDED

After Section 5 add

Section 6. ALABAMA STATE FAIR AUTHORITY:

There is hereby appropriated to the Alabama State Fair Authority, for the purpose of acquiring, erecting, constructing, and equipping a poultry exhibition building to be located in the State Fair Authority area in Birmingham, Alabama for the fiscal year ending September 30, 1968, the sum of $27,500.00.

The above appropriation shall be paid from the State General Fund.

and renumber section six and seven to number seven and eight.

On motion Mr. Turner, said amendment was laid on the table.

Yeas 15; Nays 11.

Yeas:

Messrs.:	Cooper	Leonard	Pierce
Albea	Engel	Lindsey	Stone
Branyon	Giles	McCarley	Torbert
Clark	Harris	Pelham	Turner

—15

Nays:

Messrs.:	Dominick	Morrow	Radney
Bailes	Folsom	Nabors	Skidmore
Childs	Gilmore	O'Bannon	Vacca

—11

MESSAGE FROM THE HOUSE

Mr. President:

The House has passed the following Senate bill and returns same herewith to the Senate:

S. 209. To make an appropriation from the state treasury to the use of the directors or trustees of Eufaula Heritage Association for the purpose of converting the Shorter Mansion located at Eufaula into a museum.

JOHN W. PEMBERTON,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has passed the following Senate bills and returns same herewith to the Senate:

S. 41. To make an additional appropriation for the expenses of the Court of Appeals.

Also:

S. 40. To further amend Section 107 of Title 13, Code of Alabama (1940), to fix the compensation of the clerk of the court of appeals, and to appropriate funds for carrying out the provisions of this act.

JOHN W. PEMBERTON,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House Bill and ordered same sent forthwith to the Senate without engrossment:

By Messrs. Garrett and Neville:

H. 345. To provide that all former governors of the State of Alabama upon reaching the age of sixty years shall be entitled to a retirement of $750 per month to be paid at the end of each month out of the general fund of the State of Alabama.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

The House Bill, the title of which is set out in the foregoing Message from the House, was read one time and referred to appropriate Standing Committee, as follows:

H. B. 345. To the Committee on Banking.

MESSAGE FROM THE HOUSE

Mr. President:

The House has passed the following Senate bills and returns same herewith to the Senate:

S. 448. To amend further Act No. 152, H. 60, Regular Session 1945 relating to the Legislative Reference Service and the Legislative Council (General Acts 1945, p. 190).

Also:

S. 370. To provide for the compensation of attorneys under the Merit System.

JOHN W. PEMBERTON,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House Bills and ordered same sent forthwith to the Senate without engrossment:

By Messrs. Brannan, Owen (Baldwin) and Melton:

H. 771. To amend Sections 3, 5 and 6 of Act No. 169, General Acts of Alabama 1945, page 285, effective August 22, 1945, as last amended, which sets the rates of the forest products severance tax and provides how the proceeds thereof shall be expended.

Also:

By Messrs. Holladay and Smith (P):

H. 634. To amend Section 2 of Act No. 76, S. 61, Extra Session 1961, providing for the transfer of cases to a proper court when the trial court sustains a plea in abatement as to venue (Acts 1961, v. 2, p. 1953).

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

The House Bills, the titles of which are set out in the foregoing Message from the House, were severally read one time and referred to appropriate Standing Committees, as follows:

H. B. 771. To the Committee on Forestry and Conservation.

H. B. 634. To the Committee on Judiciary.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House Bill and ordered same sent forthwith to the Senate without engrossment:

By Messrs. Beck, Bolton and Meade:

H. 368. To amend Section 4 of Act No. 104, H. B. 148, First Special Session 1956 (Acts 1956, p. 148), an act authorizing and providing for the planning, designation, establishment, use, and regulation of controlled access highways.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

The House Bill, the title of which is set out in the foregoing Message from the House, was read one time and referred to appropriate Standing Committee, as follows:

H. B. 368. To the Committee on Public Roads and Highways.

REPORT OF COMMITTEE ON ENROLLED BILLS

Mr. President:

Your Standing Committee on Enrolled Bills begs leave to report that said Committee, in session, has compared the following enrolled Senate Bills with the original Senate Bills, respectively, and finds same correctly enrolled, to-wit:

S. 40. To further amend Section 107 of Title 13, Code of Alabama (1940), to fix the compensation of the clerk of the court of appeals, and to appropriate funds for carrying out the provisions of this act.

Also:

S. 41. To make an additional appropriation for the expenses of the Court of Appeals.

RICHARD DOMINICK,
Chairman.

SIGNING OF BILLS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the foregoing bills; the titles of which are set out in the foregoing report from the Committee on Enrolled Bills.

MESSAGE FROM THE HOUSE

Mr. President:

The House has passed the following Senate bills and returns same herewith to the Senate:

S. 484. To provide for and authorize the organization of a public corporation in the state to be named Tombigbee Valley Development Authority, for the purposes of furthering the development of (1) a navigable waterway between Demopolis, Alabama, and the Tennessee River and (2) a flood control project on the tributary streams of the Tombigbee River; to designate the officers and members of the board of directors of the Authority; to define and describe the duties and obligations which the Authority is authorized to undertake and discharge in connection with the proposed waterway and the proposed flood control project; to prescribe the powers of the Authority; to limit and regulate the Authority's power to enter into contracts; to authorize the Authority to delegate its duties and obligations to other public corporations, agencies and departments of the state and to prescribe the conditions upon which such a delegation shall be effective; to authorize the State Docks Department to provide and maintain suitable and adequate river and canal terminals in accordance with plans approved by the Secretary of the Army and the Chief of Engineers; to authorize the sale and issuance of general obligation bonds of the state in aggregate principal amount not exceeding $10,000,000, the proceeds of which are to be expended by the Authority in discharging its duties and obligations in connection with the proposed waterway and the proposed flood control project; to make provisions for the sale, execution and issuance of the said bonds; to provide that the said bonds may thereafter be refunded by the issuance of refunding bonds; to provide for the disposition of the proceeds of the sale of the said bonds; to provide that the said bonds and the income therefrom shall be exempt from taxation; to authorize and direct the State Treasurer to pay the principal of and interest on the bonds from any available funds of the state; and to provide for the dissolution of the Authority.

Also:

S. 485. To propose an amendment to the Constitution of Alabama to authorize the state to engage in works of internal improvement in connection with (1) the construction and maintenance of a navigable waterway between Demopolis, Alabama, and the Tennessee River and (2) the implementation and maintenance of flood control projects on the tributary streams of the Tombigbee River; to authorize the state to issue in connection therewith interest-bearing general obligation bonds of the state in principal amount not exceeding $10,000,000; and to authorize the state to establish a public corporation with the powers and resources necessary to undertake obligations authorized by this amendment to be undertaken by the state.

JOHN W. PEMBERTON,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House Bill:

H. 106. To redefine the offense of stealing a dog and to prescribe the punishment therefor.

JOHN W. PEMBERTON,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House Bill:

H. 436. To make an appropriation to the Department of Public Safety from the General Fund.

JOHN W. PEMBERTON,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the following Senate Joint Resolution and returns same herewith to the Senate:

S. J. R. 35. Relative to interim committee to make a comprehensive survey and study of the oil and gas laws of the State of Alabama.

JOHN W. PEMBERTON,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House Bill and ordered same sent forthwith to the Senate without engrossment:

By Messrs. Meade and Beck:

H. 22. To make an appropriation to the use of the Terrapin Creek Watershed Association.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

The House Bill, the title of which is set out in the foregoing Message from the House, was read one time and referred to appropriate Standing Committee, as follows:

H. B. 22. To the Committee on Finance and Taxation.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House Bill and ordered same sent forthwith to the Senate without engrossment:

By Messrs. Pennington and Snodgrass:

H. 724. To make an appropriation to the Secretary of State for the purchase of 5000 copies of the Alabama Constitution.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

The House Bill, the title of which is set out in the foregoing Message from the House, was read one time and referred to appropriate Standing Committee, as follows:

H. B. 724. To the Committee on Finance and Taxation.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House Bills and ordered same sent forthwith to the Senate without engrossment:

By Mr. House:

H. 420. To raise revenue; levying a tax on certain deeds or other instruments in writing by which real property is conveyed; and providing for the administration, collection, enforcement and disposition thereof.

Also:

By Mr. Turnham:

H. 573. To provide for voluntary and temporary or emergency admissions of patients at certain state hospitals and facilities maintained for treatment of the mentally ill, and to repeal conflicting laws.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

The House Bills, the titles of which are set out in the foregoing Message from the House, were severally read one time and referred to appropriate Standing Committees, as follows:

H. B. 420. To the Committee on Finance and Taxation.

H. B. 573. To the Committee on Public Health.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House Bills and ordered same sent forthwith to the Senate without engrossment:

By Messrs. Holladay and Bolton:

H. 855. To amend Act No. 65 approved September 30, 1965, an act authorizing the director of the highway department to issue special permits for movement of certain oversize vehicles on public highways (Acts 1965, Second Special Session, p. 90).

Also:

By Messrs. Pennington, McLain, Snodgrass, Laxson, Jones and McElhaney:

H. 915. To amend further Code of Alabama 1940, Title 28, Section 321, which relates to the state insurance fund; providing for purchase of reinsurance by the director of finance and collection of agents' commissions thereon.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

The House Bills, the titles of which are set out in the foregoing Message from the House, were severally read one time and referred to appropriate Standing Committees, as follows:

H. B. 855. To the Committee on Public Roads and Highways.

H. B. 915. To the Committee on Finance and Taxation.

REPORT OF COMMITTEE ON ENROLLED BILLS

Mr. President:

Your Standing Committee on Enrolled Bills begs leave to report that said Committee, in session, has compared the following enrolled Senate Bills and Senate Joint Resolution with the original Senate Bills and Senate Joint Resolution respectively, and finds same correctly enrolled, to-wit:

S. 209. To make an appropriation from the state treasury to the use of the directors or trustees of Eufaula Heritage Association for the purpose of converting the Shorter Mansion located at Eufaula into a museum.

Also:

S. 485. To propose an amendment to the Constitution of Alabama to authorize the state to engage in works of internal improvement in connection with (1) the construction and maintenance of a navigable waterway between Demopolis, Alabama, and the Tennessee River and (2) the implementation and maintenance of flood control projects on the tributary streams of the Tombigbee River; to authorize the state to issue in connection therewith interest-bearing general obligation bonds of the state in principal amount not exceeding $10,000,000; and to authorize the state to establish a public corporation with the powers and resources necessary to undertake obligations authorized by this amendment to be undertaken by the state.

Also:

S. 484. To provide for and authorize the organization of a public corporation in the state to be named Tombigbee Valley Development Authority, for the purposes of furthering the development of (1) a navigable waterway between Demopolis, Alabama, and the Tennessee River and (2) a flood control project on the tributary streams of the Tombigbee River; to designate the officers and members of the board of directors of the Authority; to define and describe the duties and obligations which the Authority is authorized to undertake and discharge in connection with the proposed waterway and the proposed flood control project; to prescribe the powers of the Authority; to limit and regulate the Authority's power to enter into contracts; to authorize the Authority to delegate its duties and obligations to other public corporations, agencies and departments of the state and to prescribe the conditions upon which such a delegation shall be effective; to authorize the State Docks Department to provide and maintain suitable and adequate river and canal terminals in accordance with plans approved by the Secretary of the Army and the Chief of Engineers; to authorize the sale and issuance of general obligation bonds of the state in aggregate principal amount not exceeding $10,000,000, the proceeds of which are to be expended by the Authority in discharging its duties and obligations in connection with the proposed waterway and the proposed flood control project; to make provisions for the sale, execution and issuance of the said bonds; to provide that the said bonds may thereafter be refunded by the issuance of refunding bonds; to

provide for the disposition of the proceeds of the sale of the said bonds; to provide that the said bonds and the income therefrom shall be exempt from taxation; to authorize and direct the State Treasurer to pay the principal of and interest on the bonds from any available funds of the state; and to provide for the dissolution of the Authority.

Also:

S. J. R. 35. Creating an interim committee to make a survey and study of oil and gas in this state.

RICHARD DOMINICK,
Chairman.

SIGNING OF BILLS AND SENATE JOINT RESOLUTIONS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the foregoing bills and Senate Joint Resolution; the titles of which are set out in the foregoing report from the Committee on Enrolled Bills.

MESSAGE FROM THE HOUSE

Mr. President:

The Speaker of the House having signed the following House Bill, your signature thereto is requested.

H. 436. To make an appropriation to the Department of Public Safety from the General Fund.

JOHN W. PEMBERTON,
Clerk.

SIGNING OF BILLS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after its title had been publicly read at length by the Secretary of the Senate, signed the foregoing bill; the title of which is set out in the foregoing message from the House.

BILLS ON THIRD READING RESUMED

FURTHER CONSIDERATION OF H. B. 26

The Senate proceeded to further consideration of the Bill:

H. 26. To make appropriations from the State Treasury for capital improvements.

The question was on the Committee substitute, as amended.

Mr. Morrow offered the following amendment to the Committee substitute, as amended, for the Bill, H. B. 26, to-wit:

AMENDMENT TO COMMITTEE SUBSTITUTE, AS AMENDED, FOR H. B. 26

Amend Committee substitute, as amended, for H. B. 26 the following:

Section 6. ALABAMA STATE FAIR AUTHORITY:

There is hereby appropriated to the Alabama State Fair Authority, for the purpose of acquiring, erecting, constructing, and equipping a

poultry exhibition building to be located in the State Fair Authority area in Birmingham, Alabama, for the fiscal year ending September 30, 1968, the sum of $27,500.00.

The above appropriation shall be paid from the State General Fund and shall be conditional upon the condition of the treasury and released only upon the approval of the Governor.

and renumbering sections 6 and 7 sections 7 and 8.

Mr. Turner moved that said amendment be laid on the table, which motion was lost.

Yeas 10; Nays 17.

Yeas:

Messrs.:	Engel	Lindsey	Stone	
Clark	Giles	Lolley	Turner	
Cooper	Goodwyn	McDermott		—10

Nays:

Messrs.:	Childs	Hawkins	Radney	
Albea	Dominick	Morrow	Skidmore	
Bailes	Gilmore	Nabors	Torbert	
Branyon	Givhan	Pierce	Vacca	
Carr	Harris			—17

And said amendment was then adopted.

And the Committee substitute, as thus amended, was then adopted.

Yeas 29; Nays 0.

Yeas:

Messrs.:	Dominick	Leonard	Pierce	
Albea	Engel	Lindsey	Radney	
Bailes	Giles	Lolley	Skidmore	
Branyon	Gilmore	McDermott	Stone	
Carr	Givhan	Morrow	Torbert	
Childs	Goodwyn	Nabors	Turner	
Clark	Harris	Oden	Vacca	
Cooper	Hawkins			—29

Nays: —0

And said Bill, H. B. 26, as thus amended by the substitute, was then read a third time at length and passed.

Yeas 28; Nays 0.

Yeas:

Messrs.:	Dominick	Hawkins	Pierce	
Albea	Engel	Leonard	Radney	
Bailes	Giles	Lindsey	Skidmore	
Branyon	Gilmore	Lolley	Stone	
Carr	Givhan	McDermott	Torbert	
Childs	Goodwyn	Morrow	Turner	
Clark	Harris	Nabors	Vacca	
Cooper				—28

Nays: —0

The Bill:

H. 24. To make annual appropriations for the support, maintenance, and development of public education in Alabama for each of fiscal years ending September 30, 1968 and September 30, 1969, including all schools, agencies, services and institutions under the general or direct control or subject to the rules and regulations of the State Board of Education, the Board of Trustees of Alabama College, the Board of Trustees of Auburn University, the Board of Trustees of the University of Alabama, the Board of Trustees of the University of South Alabama, the Board of Trustees of the Alabama Institute for Deaf and Blind, the Board of Trustees of the Alabama Boys Industrial School, the Board of Trustees of the Alabama Industrial School for Negroes, the Board of Trustees of the State Training School for Girls, the Alabama Educational Television Commission, and for the Teachers' Retirement System.

was taken up.

The Standing Committee on Finance and Taxation reported the following substitute for the Bill, H. B. 24, to-wit:

SUBSTITUTE FOR H. B. 24

A BILL
TO BE ENTITLED
AN ACT

To make annual appropriations for the support, maintenance, and development of public education in Alabama for each of the fiscal years ending September 30, 1968 and September 30, 1969, including all schools, agencies, services and institutions under the general or direct control or subject to the rules and regulations of the State Board of Education, the Board of Trustees of Alabama College, the Board of Trustees of Auburn University, the Board of Trustees of the University of Alabama, the Board of Trustees of the University of South Alabama, the Board of Trustees of the Alabama Institute for Deaf and Blind, the Board of Trustees of the Alabama Boys Industrial School, the Board of Trustees of the Alabama Industrial School for Negroes, the Board of Trustees of the State Training School for Girls, the Alabama Educational Television Commission, and for the Teachers' Retirement System.

Be It Enacted by the Legislature of Alabama:

Section 1. That for the purpose of this Act, the following classifications, definitions and restrictions shall be applicable: (a) "salary" and "other salaries", wherever appearing herein, shall mean the wages or other compensation for skill, work or employment for anyone performing services for the State of Alabama as an employee, officer or official, and shall be expended only for such purposes; (b) "other expenses" shall mean the operating costs of agencies, departments, boards, bureaus and institutions of the State, other than salaries and equipment purchases and shall be expended only for operating costs incident to the normal operations of such agencies, departments, boards, bureaus and institutions, including supplies and materials, postage, telephone, telegraph, express, travel expense, motor vehicle operations, lights, water, power, insurance and bonding, printing and binding, repairs, rental and items of general expense not defined as "equipment purchases", and the money appropriated therefor shall be expended only for such purposes; (c) "equipment purchases" shall mean those items of office equipment, motor vehicle equipment and other equipment which have an appreciable and calculable period of usefulness in excess of one year, and the money appropriated therefor shall be expended only for such purposes, and the total amounts herein appropriated therefor shall not be increased by the

expenditure of any revenue derived from the sale, trade-in or exchange of any items of personal property.

Section 2. The appropriations provided for in this Act shall be paid from funds in the State Treasury to the credit of the Alabama Special Educational Trust Fund and are hereby made for the support of public education in Alabama for each of the two fiscal years ending September 30, 1968 and September 30, 1969, respectively; and, except as may be otherwise expressly provided, the appropriations herein made in Section 3 to 24, inclusive, shall be subject to the provisions, terms, conditions and limitations of the Budget and Financial Control Act (Article 3, Chapter 4, Title 55 of the Code of Alabama 1940) and shall be in the amounts specified in said sections.

Section 3. DEPARTMENT OF EDUCATION:

A.	For the Department of Education:		
	For the fiscal year ending September 30, 1968:		
	For the salary of the State Superintendent	15,000.00	
	For other salaries	365,000.00	
	For other expenses	93,250.00	
	For rental expense	81,715.20	
	For equipment purchases	2,000.00	
	For transfer to State Personnel Department	10,870.00	
	Total		567,835.20
	For the fiscal year ending September 30, 1969:		
	For the salary of the State Superintendent	15,000.00	
	For other salaries	385,000.00	
	For other expenses	93,250.00	
	For rental expense	81,715.20	
	For equipment purchases	2,000.00	
	For transfer to State Personnel Department	11,292.00	
	Total		588,257.20
B.	To the Department of Education for Plans and Surveys:		
	For the fiscal year ending September 30, 1968:		
	For salaries	24,500.00	
	For other expenses	3,880.00	
	Total		28,380.00
	For the fiscal year ending September 30, 1969:		
	For salaries	25,725.00	
	For other expenses	3,880.00	
	Total		29,605.00
C.	National Defense Education Program		127,250.00
	(The above appropriation to be expended for Title III, Title V, and Title X Programs exclusively.)		

D.	Civil Defense Survival Plan:		
	For salaries and other expenses only, in the operation of the Civil Defense Survival Plan.		
	For the fiscal year ending September 30, 1968		8,625.00
	For the fiscal year ending September 30, 1969		9,037.50
E.	Coordination of In-School Television Program:		
	For the fiscal year ending September 30, 1968:		
	For salaries	15,730.00	
	For other expenses	5,880.00	
	For equipment purchases	1,000.00	
	Total		22,610.00
	For the fiscal year ending September 30, 1969:		
	For salaries	16,517.00	
	For other expenses	5,880.00	
	For equipment purchases	1,000.00	
	Total		23,397.00
F.	For Adult Basic Education:		
	To be used to match Federal funds for a removal of illiteracy program		100,000.00
G.	For matching federal funds available under the provisions of the Manpower Development Training Act		100,000.00
	Section 4. STATE BOARD OF EDUCATION:		
A.	Agricultural and Mechanical Institute at Normal, Alabama:		
	For the operation and maintenance of the Institute		2,008,113.00
	For capital outlay purposes for the fiscal year ending September 30, 1969 only		540,000.00
B.	Alabama State College:		
	For the operation and maintenance of the College at Montgomery		2,029,185.00
	For capital outlay purposes for the fiscal year ending September 30, 1968 only		750,000.00
C.	State Mental Health Department:		
	For salaries, other expenses and equipment purchases necessary to operate schools at Alabama State Hospitals		25,000.00
D.	Civilian Rehabilitation:		
	For the rehabilitation of handicapped individuals	1,268,434.00	
	For rental expenses	7,000.00	
	For Governor's Committee on Employment of Handicapped	10,000.00	
	Total		1,285,434.00
	(No administrative costs, except rental expense, included herein.)		
E.	Elementary Teachers Scholarship Account		25,000.00

F. Free Textbooks:

For the fiscal year ending September 30, 1968:		
For salaries	27,000.00	
For other expenses	25,000.00	
For equipment purchases	500.00	
For disbursements to Local Boards	60,000.00	
For the purchase of free textbooks	1,000,000.00	
Total		1,112,500.00
For the fiscal year ending September 30, 1969:		
For salaries	28,500.00	
For other expenses	25,000.00	
For disbursements to Local Boards	25,000.00	
For the purchase of free textbooks	1,000,000.00	
Total		1,078,500.00

G. Junior College Equalization Account:

For the operation and maintenance of the Junior Colleges listed below, to be distributed on a formula adopted by the State Board of Education 6,747,403.00

(The above appropriation is to be distributed to the following Junior Colleges: (1) Alexander City; (2) Enterprise; (3) Gadsden State; (4) George C. Wallace; (5) Jefferson Davis; (6) Jefferson State; (7) John C. Calhoun; (8) Mobile; (9) Northeast Alabama; (10) Northwest Alabama; (11) Patrick Henry; (12) Southern Union College; (13) Wenonah; (14) William Lowndes Yancey.)

H. Minimum Program Fund:

In addition to all other funds appropriated for the public elementary and high schools of the State, there is hereby appropriated to the State Board of Education the sum of $166,111,539.00 to be known as the Minimum Program Fund, which in accordance with the statutes and regulations of the State Board of Education relating to the expenditure of such fund, shall be used for providing a minimum term and for the equalization of educational opportunity in the public schools of the State; provided that so much thereof as may be necessary of the above appropriations for each year shall be used by the State Board of Education to provide for additional teacher units for each school system in the State which on the basis of current school attendance shall be entitled to additional teacher units over the number allowed based on the year immediately preceding said current year; provided further, that in no case shall a term of less than nine months in tax districts be approved, except that the State Board of Education, upon the recommendation of the State Superintendent of Education, shall be authorized to make full allotments of funds to any school system for the time actually taught, if in the judgment of the State Superintendent of Education and the State Board of Education unusual conditions beyond the control of the local Board of Education in any school are such as to prevent the operation of that school for the required nine months minimum term; provided further, that the amount herein appropriated for the Minimum Program Fund shall include all moneys earmarked for public school teachers' salaries as provided in the Income Tax Amendment ratified on the 26th day of August, 1947. The Minimum Program Fund shall also include any other appropriations of funds, either State or Federal, which may be designated by the Legislature as a part of the Minimum Program Fund.

I. Minimum Program Account:
Trainable Retarded Children

For the fiscal year ending September 30, 1968:		
For salaries	27,750.00	
For other expenses	5,000.00	
For distribution to Local Boards	273,710.00	
Total		306,460.00
For the fiscal year ending September 30, 1969:		
For salaries	29,140.00	
For other expenses	5,000.00	
For distribution to Local Boards	273,710.00	
Total		307,850.00

The appropriation hereinabove made for salaries and other expenses shall be expended by the State Board of Education for the cost incurred by the State Department of Education in the administration of this program. The appropriation hereinabove made for disbursement to local boards shall be used for the education and training of trainable retarded children and shall include the operation and maintenance of classrooms, classes, transportation of trainable retarded pupils where justified, and compensation of teachers in accordance with Act No. 67, approved June 27, 1963, in accordance with the regulations of the State Board of Education and in accordance with Act No. 249, approved August 16, 1955. Allocations from this appropriation shall be in addition to all other allocations from the Minimum Program Fund for Trainable Retarded Children.

J.	State Mental Health Department:		
	For salaries, other expenses and equipment purchases necessary to operate a school at Partlow State School		193,582.00
K.	Physical Restoration of Crippled Children:		
	Handicapped Individuals	1,088,561.00	
	For rental expenses	3,800.00	
	Total		1,092,361.00
L.	Regional Education		98,950.00
M.	Student Aid in Graduate and Professional Fields		55,000.00
N.	The State Colleges:		
	(a) Florence State College		95,500.00
	(b) Jacksonville State University		95,500.00
	(c) Livingston State College		88,500.00
	(d) Troy State College		88,500.00
O.	Teacher Training Equalization Account		6,181,802.00
	For the teachers training program at the State Colleges at Florence, Jacksonville State University, Livingston, and Troy. To be distributed in accordance with a formula adopted by the State Board of Education.		

P. Vocational Education:

For the fiscal year ending September 30, 1968:

For salaries	37,750.00	
For other expenses	23,963.00	
For rental expense	7,500.00	
For equipment purchases	1,000.00	
Disbursements to Local Boards and Institutions	7,711,068.00	
Total		7,781,281.00

For the fiscal year ending September 30, 1969:

For salaries	39,640.00	
For other expenses	23,963.00	
For rental expense	7,500.00	
For equipment purchases	1,000.00	
Disbursements to Local Boards and Institutions	7,711,068.00	
Total		7,783,171.00

Q. State Vocational Technical School Equalization Account:

For the operations and maintenance of the Vocational Technical Schools listed below, to be distributed in accordance with a formula adopted by the State Board of Education 6,910,325.00

The above appropriation is to be distributed to the following Vocational Technical Schools: (1) Alabama Institute of Aviation Technology; (2) Alabama School of Trades; (3) Bessemer; (4) Carver; (5) George C. Wallace, Cullman; (6) George C. Wallace, Napier Field; (7) Chauncey Sparks; (8) Councill Trenholm; (9) Douglas MacArthur; (10) Ed E. Reid; (11) Gadsden; (12) Harry M. Ayers; (13) J. F. Drake; (14) John C. Calhoun; (15) John M. Patterson; (16) Muscle Shoals; (17) N. F. Nunnelley; (18) Northwest Alabama; (19) Opelika; (20) Richmond P. Hobson; (21) Shelton; (22) Southwest; (23) Tuscaloosa; (24) Walker County; (25) Wenonah; (26) William R. King.

R. J. F. Ingram Vocational Technical School:

For the operation and maintenance of a Vocational Technical School 126,250.00

S. Jacksonville State University:

For the operation of a Nursing School 250,000.00

Section 5. BOARD OF TRUSTEES OF ALABAMA BOYS' INDUSTRIAL SCHOOL:

For the operation and maintenance of the Alabama Boys' Industrial School 434,750.00

Section 6. BOARD OF TRUSTEES OF ALABAMA COLLEGE:

For the operation and maintenance of the College 1,567,006.00

Section 7. ALABAMA EDUCATIONAL TELEVISION COMMISSION:

For the fiscal year ending September 30, 1968:		
For salaries	260,000.00	
For other expenses	319,000.00	
For equipment purchases	60,000.00	
Total		639,000.00
For salaries, other expenses and equipment purchases necessary to the operation of an Educational Television Facility in Montgomery		65,000.00
For the fiscal year ending September 30, 1969:		
For salaries	273,000.00	
For other expenses	319,000.00	
For equipment purchases	60,000.00	
Total		652,000.00
For salaries, other expenses and equipment purchases necessary to the operation of an Educational Television Facility in Montgomery		65,000.00

Section 8. BOARD OF TRUSTEES OF ALABAMA INDUSTRIAL SCHOOL FOR NEGROES:

For operation and maintenance of the Alabama Industrial School for Negroes	331,083.00

Section 9. BOARD OF TRUSTEES OF ALABAMA INSTITUTE FOR DEAF AND BLIND:

(a) For operation and maintenance of the school	1,331,357.00
(b) For salaries and expenses incident to instruction of Adult Blind	213,110.00
(c) For operation of the Trade School at the Institute	100,000.00

Section 10. BOARD OF TRUSTEES OF AUBURN UNIVERSITY:

A. The College:	
(1) For operation and maintenance	10,178,635.00
(2) Engineering Experiment Station	177,497.00
(3) Television Education	193,007.00
B. Extension Work for Agriculture and Home Economics:	
For advising, demonstrating and informing people of Alabama in agricultural, farm and home pursuits, and other extension services	2,516,301.00
For Rural Resources Development Program	181,800.00

The appropriation herein made for the Extension Service shall be expended under the direction of the Board of Trustees of Auburn University through its Extension Service and shall be done in such manner as to make available the maximum amounts of aid from the Federal government.

C. Agriculture Research:

(1) Alabama Agricultural Experiment Station at Auburn, for work and experimentation 1,710,544.00

(2) Co-operative research at the Agricultural and Experimental Substations 642,966.00

That all research work and experimentation contemplated by the spirit and purpose of this sub-section (C) shall be carried out under the supervision of the Director of the Agricultural Experiment Station System and the President of Auburn University, who shall make a complete report to the Board of Trustees of Auburn University for each of the fiscal years ending September 30, 1968 and September 30, 1969.

The funds provided in this sub-section (C) shall be used for the support of researches, experiments, and investigations bearing upon and relating to the production, marketing, manufacturing, use and distribution of agricultural crops and products; for the production, marketing and curing of all kinds of livestock and livestock products that may be sold from or consumed on the farms of Alabama; for the production, culture, and use of pasture plants for the establishment, care, use and management of pastures; for the testing of all kinds of hay, food, and forage crops, including those that may be used for lawns and other sod crop purposes; for the testing of varieties of crops, including soil adaption and improvement; for the testing of fertilizers and fertilizer materials on the various soils and for various crops; for the production, marketing, storage, and curing of fruit, nut and vegetable crops; for the study of plant and animal disease, and insect pests; for researches and experiments dealing with forest production, management and use; for researches dealing with soil erosion and problems arising from the waste of land due to soil erosion, for researches to discover new uses of land; for the provisions of necessary land, buildings, fencing, livestock and other physical equipment needed for the research work herein provided for; for researches in game and fish production; provided, however, that any researches in game and fish production shall be in cooperation with or upon the advice of the Director of Conservation, so that there may be complete coordination between the work of the Alabama Agricultural Experiment Station and that of the State Department of Conservation; as future changing agricultural conditions may demand, for researches and experiments on other similar important agricultural and economic problems having for their object the development of a more permanent, profitable and diversified agriculture; and for the printing of the necessary bulletins, circulars, etc., in order that the citizens of Alabama may be acquainted with the results of said research.

Section 11. MEDICAL SCHOLARSHIPS BOARD:

For Medical Scholarships at the University of Alabama Medical School. To be expended under the provisions of Act No. 278, 1965, 1st Special Session ... 135,000.00

Section 12. BOARD OF DENTAL SCHOLARSHIP AWARDS:

For Dental Scholarships at the University of Alabama School of Dentistry or any other dental school accredited by the Council on Dental Education of the American Dental Association. To be expended under the provisions of Act No. 793, 1965 Regular Session 83,000.00

Section 13. BOARD OF CONTROL OF THE TEACHERS' RETIREMENT SYSTEM:

For the fiscal year ending September 30, 1968:

For the Teachers' Retirement System, Estimated 17,959,400.00

For the fiscal year ending
September 30, 1969:
For the Teachers' Retirement System, Estimated 18,860,300.00

The above appropriations shall be expended in accordance with the statutes and regulations now or hereafter existing relating to the expenditure of such Teachers' Retirement Fund.

Section 14. BOARD OF TRUSTEES OF THE STATE TRAINING SCHOOL FOR GIRLS:

For the operation and maintenance of the State Training School for Girls 244,711.00

Section 15. BOARD OF TRUSTEES OF THE UNIVERSITY OF ALABAMA:

For the fiscal year ending
September 30, 1968:

A. The University:
(1) For operation and maintenance of the University 9,617,213.33
(2) For School of Nursing 285,078.00
(3) For Tuberculosis Nursing (Education) 46,914.00
(4) For Research and Extension 725,642.00
(5) For State Scholarship Program
For students in School of Nursing under the provisions of Act No. 591, Regular Session 1957 ..... 13,534.00
(6) For a loan fund for Student Nurses 5,656.00
(7) For Huntsville Branch 1,666,123.00
(8) For the Graduate School of Social Work 208,000.00
(9) For the purchase of a Confederate flag and the extension of flag pole 195.67

B. The University of Alabama Medical Center:
(1) For the Medical College:
For Maintenance and Operation 2,651,966.00
(2) For University Hospital:
For the support of interns, residents, operation of the Hospital School of Nursing and other technical schools and for indigent care 1,299,059.00
(3) For the School of Dentistry:
For Maintenance and Operation 1,526,635.00
(4) For the School of Optometry:
For initial study required toward the establishment of a School of Optometry and for operation and maintenance of such school 50,000.00

For the fiscal year ending
September 30, 1969:

A. The University:
(1) For operation and maintenance of the University 9,516,409.00
(2) For School of Nursing 285,078.00
(3) For Tuberculosis Nursing (Education) 46,914.00
(4) For research and extension 725,642.00
(5) For State Scholarship Program
For students in School of Nursing under the provisions of Act No. 591, Regular Session 1957 ..... 13,534.00

(6) For a loan fund for student nurses 5,656.00
(7) For Huntsville Branch 1,666,123.00
(8) For the Graduate School of Social Work 309,000.00

B. The University of Alabama Medical Center:
(1) For the Medical College:
For Maintenance and Operation 2,651,966.00
(2) For University Hospital:
For the support of interns, residents, operation of the Hospital School of Nursing and other technical schools and for indigent care 1,299,059.00
(3) For the School of Dentistry:
For Maintenance and Operation 1,526,635.00
(4) For the School of Optometry:
For initial study required toward the establishment of a School of Optometry and for operation and maintenance of such school 50,000.00

The above appropriations for the Alabama Medical Center shall be expended pursuant to the provisions of Act No. 89, 1943 Acts, page 89, and Act No. 207, Section 9, 1945 Acts, page 325.

Section 16. BOARD OF TRUSTEES OF THE UNIVERSITY OF SOUTH ALABAMA:

For operation and maintenance of the University 3,133,155.00

Section 17. STATE TENURE COMMISSION:

For expense of operation 2,000.00

Section 18. ANNISTON MEMORIAL HOSPITAL SCHOOL OF NURSING:

For the operation and maintenance of the Nurses training school at Anniston 40,000.00

Section 19. MOBILE GENERAL HOSPITAL:

Medical and Nursing Education:
For the operation and maintenance 370,000.00

Section 20. SYLACAUGA NURSES TRAINING SCHOOL:

For the operation and maintenance of the Nurses training school at Sylacauga 40,000.00

Section 21. DEBT SERVICE:

(1) For the payment of principal and interest due on bonds issued by Auburn University (Alabama Polytechnic Institute) pursuant to Constitutional Amendment No. CXX,
For the fiscal year ending September 30, 1968 ..... 304,395.00
For the fiscal year ending September 30, 1969 ..... 302,995.00
(2) For the payment of principal and interest due on bonds issued by the University of Alabama pursuant to Constitutional Amendment No. CXIX,
For the fiscal year ending September 30, 1968 ..... 304,395.00
For the fiscal year ending September 30, 1969 ..... 302,995.00

(3) For the payment of principal and interest due on bonds issued by the University of Alabama Research Institute pursuant to Constitutional Amendment No. CLVII,

For the fiscal year ending September 30, 1968	188,818.75
For the fiscal year ending September 30, 1969	190,450.00

(4) Interest on Endowments:

For the fiscal year ending September 30, 1968:		
For interest on Alabama College Endowment, Estimated	40,000.00	
For interest on Auburn University Endowment	20,280.00	
For interest on University of Alabama Endowment	61,000.00	
For interest on Grove Hill Endowment	600.00	
For interest on Public School Fund Endowment:		
Interest on 16th Section lands Estimated	260,000.00	
Interest on School Indemnity lands, estimated	47,135.81	
Interest on Valueless 16th section lands	5,825.47	
Interest on surplus revenue	26,763.47	
Interest on James Wallace Fund	275.25	
Total		461,880.00
For the fiscal year ending September 30, 1969:		
For interest on Alabama College Endowment, estimated	40,000.00	
For interest on Auburn University Endowment	20,280.00	
For interest on University of Alabama Endowment	61,000.00	
For interest on Grove Hill Endowment	600.00	
For interest on Public School Fund Endowments:		
Interest on 16th Section lands Estimated	270,000.00	
Interest on School Indemnity lands, estimated	47,135.81	
Interest on Valueless 16th section lands	5,825.47	
Interest on surplus revenue	26,763.47	
Interest on James Wallace Fund	275.25	
Total		471,880.00

Section 22. SOCIAL SECURITY:

For State's share of Social Security,	
For the fiscal year ending September 30, 1968, estimated	11,400,000.00
For the fiscal year ending September 30, 1969, estimated	12,900,000.00

Section 23. VETERANS EDUCATION BENEFITS:

For reimbursement to every Alabama State institution of higher learning, college, university, or Alabama State Trade School or Junior College, in which benefits are given to Veterans, their wives, widows, or children under the provision of Act No. 767, 1965 Regular Session, Estimated 250,000.00

Section 24. EDUCATION OF DEPENDENTS OF BLIND PARENTS:

For reimbursement to every Alabama State institution of higher learning, college, university, or Alabama State Trade School or Junior College, in which benefits are given to dependents of blind parents under the provisions of Act No. 281, 1966 Special Session, Estimated 5,000.00

Section 25. CITY BOARD OF EDUCATION—HUNTSVILLE

For the fiscal year ending September 30, 1968:
For capital outlay purposes 100,000.00

Section 26. The State Superintendent of Education shall make requisition on the State Comptroller in favor of the proper beneficiary in accordance with the law and rules and regulations governing the expenditure or disbursement of any and all funds provided for in this Act, whereupon the Comptroller, upon the approval by the Governor, shall issue his warrant therefor; provided, that all appropriations and funds made available to the Alabama College, the University of Alabama, the University of South Alabama, Auburn University, the Institute for the Deaf and Blind, the Boys' Industrial School, the Alabama Industrial School for Negroes, the State Training School for Girls, the Alabama Educational Television Commission and for the Teachers' Retirement System by the provisions of this Act shall be paid by request to the Comptroller made in the manner now provided by law.

Section 27. The provisions of this Act are severable. If any section, paragraph, sentence, clause, provision, or portion of this Act, or all or any portion of any appropriation or appropriations herein made, be held unconstitutional or invalid, such holding shall not affect any other section, paragraph, sentence, clause, provision, or portion of this Act, or any other appropriation or appropriations or portion thereof hereby made not in and of itself unconstitutional or invalid.

Section 28. This Act shall become effective October 1, 1967.

The Standing Committee on Finance and Taxation also reported the following amendment to the substitute for the Bill, H. B. 24, to-wit:

AMENDMENT TO FINANCE AND TAXATION SUBSTITUTE FOR H. B. 24

Amend H. B. 24 by striking therefrom the figures "365,000.00"; "567,835.20"; "385,000.00" and "588,257.20" as they appear in Section 3 A, on page 2, and inserting in lieu thereof the figures "420,000.00", "622,835.20", "440,000.00" and "643,257.20" respectively.

further amend said H. B. 24 by striking therefrom the whole of Section 4 M, on page 5, and redesignate subsections "N" "O" "P" "Q" "R" and "S" as subsections "M" "N" "O" "P" "Q" and "R".

Which was adopted.

Mr. Skidmore offered the following amendment to the substitute, as amended, for the Bill, H. B. 24, to-wit:

AMENDMENT TO SUBSTITUTE, AS AMENDED, FOR H. B. 24

Amend Section 15 "For the fiscal year ending September 30, 1968," item A(1) to delete the figures $9,617,213.00, substituting therefor the figures $9,752,189.00 and to add item A(10) "University of Alabama in Birmingham, College of General Studies . . . . $1,145,000.00"; and to further amend Section 15 "For the fiscal year ending September 30, 1969," item A(1) to delete the figures $9,516,409.00 substituting therefor the figures $9,752,189.00 and to add item A(9) "University of Alabama in Birmingham, College of General Studies . . . . $1,313,500.00."

On motion of Mr. Turner, said amendment was laid on the table.

Yeas 17; Nays 14.

Yeas:

Messrs.:	Engel	Jackson	McDermott	
Branyon	Folsom	Leonard	Pelham	
Carr	Giles	Lindsey	Stone	
Clark	Givhan	Lolley	Turner	
Cooper	Goodwyn			—17

Nays:

Messrs.:	Dominick	Morrow	Skidmore	
Albea	Gilmore	Nabors	Torbert	
Bailes	Harris	Pierce	Vacca	
Childs	Hawkins	Radney		—14

Mr. Nabors offered the following amendment to the Committee substitute, as amended, for the Bill, H. B. 24, to-wit:

AMENDMENT TO COMMITTEE SUBSTITUTE, AS AMENDED FOR H. B. 24

Amend Section 4, H., Minimum Program Fund by adding the following:

In addition to all other funds appropriated for the public elementary and high schools of the state, there is hereby further appropriated to the State Board of Education to be covered into the Minimum Program Fund the sum equal to 61% of funds in the State Treasury to the credit of the Alabama Special Education Trust Fund which are not otherwise specifically appropriated herein.

PROVIDED HOWEVER, this appropriation is made conditional upon the condition of the Alabama Special Education Trust Fund and may be released only in the event the Governor determines from estimates provided by the Finance Department that the resources of the Alabama Special Education Trust Fund will be equal to the sum necessary to pay the absolute appropriations made from such fund by this Act for the fiscal year ending September 30, 1968, and the additional sum of $8,200,000.00 to be carried over at the close of this fiscal year for payment of the absolute appropriations for the ensuing fiscal year.

On motion of Mr. Turner, said amendment was laid on the table.

Yeas 21; Nays 13.

Yeas:

Messrs.:	Engel	Leonard	Nabors	
Albea	Folsom	Lindsey	Oden	
Branyon	Giles	Lolley	Pelham	
Carr	Givhan	McCarley	Stone	
Clark	Goodwyn	McDermott	Turner	
Cooper	Jackson			—21

Nays:

Messrs.:	Gilmore	O'Bannon	Skidmore	
Bailes	Harris	Pierce	Torbert	
Childs	Hawkins	Radney	Vacca	
Dominick	Morrow			—13

Mr. Radney offered the following amendment to the Committee substitute, as amended, for the bill, H. B. 24, to-wit:

AMENDMENT TO COMMITTEE SUBSTITUTE, AS AMENDED, FOR H. B. 24

On page 9 in subdivision A of Section 15, strike out item (9) which reads as follows:

For the purchase of a Confederate flag and the extension of flag pole 195.67

Mr. Turner moved that said amendment be laid on the table, which motion was lost.

Yeas 13; Nays 14.

Yeas:

Messrs.:	Engel	Lolley	Stone	
Branyon	Giles	Oden	Torbert	
Clark	Givhan	Pelham	Turner	
Cooper	Jackson			—13

Nays:

Messrs.:	Harris	Morrow	Radney	
Bailes	Lindsey	Nabors	Skidmore	
Dominick	McCarley	O'Bannon	Vacca	
Gilmore	McDermott	Pierce		—14

And said amendment was then lost.

Yeas 14; Nays 18.

Yeas:

Messrs.:	Harris	Morrow	Radney	
Bailes	Lindsey	Nabors	Skidmore	
Dominick	McCarley	O'Bannon	Vacca	
Gilmore	McDermott	Pierce		—14

Nays:

Messrs.:	Engel	Hawkins	Pelham	
Branyon	Folsom	Jackson	Stone	
Carr	Giles	Leonard	Torbert	
Clark	Givhan	Lolley	Turner	
Cooper	Goodwyn	Oden		—18

Mr. Skidmore offered the following amendment to the Committee substitute, as amended, for the Bill, H. B. 24, to-wit:

AMENDMENT TO COMMITTEE SUBSTITUTE FOR H. B. 24, AS AMENDED

Amend Section 15 "For the fiscal year ending September 30, 1968," item A(1) to delete the figures $9,617,213.33, substituting therefor the figures $9,752,189.00 and to further amend Section 15 "For the fiscal year ending September 30, 1969," item A(1) to delete the figures $9,516,409.00 substituting therefor the figures $9,752,189.00.

MOTION TO ADJOURN LOST

At 8:40 P. M., Mr. Cooper moved that the Senate adjourn until Friday, August 18, 1967, at 12:01 A. M., which motion was lost.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House Bill and ordered same sent forthwith to the Senate without engrossment:

By Mr. Grayson:

H. 898. To authorize and provide for transference to the board of trustees of the University of South Alabama of all functions, authority, powers, duties, funds, property, resources, and effects belonging to the Mobile County hospital board, a public corporation, to provide for dissolution of the corporation and for operation of Mobile General Hospital under the management and control of said board of trustees.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

The House Bill, the title of which is set out in the foregoing Message from the House, was read one time and referred to appropriate Standing Committee, as follows:

H. B. 898. To the Committee on Local Legislation No. 1

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House Bills and ordered same sent forthwith to the Senate without engrossment:

By Messrs. Springer and Merrill:

H. 445. TO AMEND SECTION 13, ACT NO. 100, SECOND SPECIAL SESSION 1959, WHICH RELATES TO THE SALES TAX AND AUTHORIZING THE DEPARTMENT TO ESTIMATE THE TAX DUE WHERE NO RETURN IS MADE AND PROVIDING PENALTIES THEREFOR.

Also:

By Messrs. Brannan and Owen (Baldwin):

H. 462. To appropriate the sum of ten thousand dollars ($10,000.00) to the Department of Conservation, Division of State Parks, Monuments

and Historical Sites, from any unexpended funds of the Division of Seafoods for the purpose of constructing and equipping a public fishing pier at the Fort Morgan Reservation, Baldwin County, Alabama.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

The House Bills, the title of which is set out in the foregoing Message from the House, were severally read one time and referred to appropriate Standing Committee, as follows:

H. B.'s 445 and 462. To the Committee on Finance and Taxation

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House Bills and ordered same sent forthwith to the Senate without engrossment:

By Messrs. Tuck, Edington and Pennington:

H. 669. To amend Section 33 of Act No. 100 enacted at the 1959 Second Special Session of the Legislature of Alabama, as heretofore amended, so as to exempt from the provisions of said Act, and from the computation of the amount of sales tax levied, assessed or payable thereunder, the gross proceeds from the sale of all devices, identifiable parts of devices, systems or facilities used or placed in operation in the State of Alabama, or intended for use or operation in the State of Alabama, primarily for the protection of the public and the public interest through the control, reduction or elimination of air or water pollution, and the gross proceeds from the sale of all materials used in the State of Alabama, or intended for use in the State of Alabama, primarily for the protection of the public and the public interest through the control, reduction or elimination of air or water pollution.

Also:

By Messrs. Tuck, Edington and Pennington:

H. 668. To amend Section 25 of Title 51 of the Code of Alabama of 1940, as heretofore amended, so as to provide for the deduction, from the assessed value of the shares of any Alabama corporation for the purpose of taxation of such shares, of the assessed value of all devices, identifiable parts of devices, systems and facilities constructed, used or placed in operation in the State of Alabama primarily for the protection of the public and the public interest through the control, reduction or elimination of air or water pollution.

Also:

By Messrs. Tuck, Edington and Pennington:

H. 670. To amend Section 402 of Title 51 of the Code of Alabama of 1940, as heretofore amended, to provide for the allowance of a deduction, for Alabama corporate income tax purposes, for all amounts invested in devices, parts of devices, systems or facilities used or placed in operation in the State of Alabama, or to be used or placed in operation in the State of Alabama, primarily for the protection of the public and the public interest through the control, reduction or elimination of air or water pollution, to provide for, in lieu of such deduction, the amortiza-

tion of all such amounts over such period (not exceeding the useful life of the devices, parts, systems or facilities for which such amounts were expended) as shall be specified in the tax return respecting the taxable year during which such amounts were expended and for appropriate deductions of the amounts so amortized, to provide that the taking of any such deductions shall be optional with the taxpayer, to provide that any such deduction, if taken, shall be in lieu of any other allowance for depreciation or obsolescence with respect to such devices, parts, systems or facilities, and to provide that none of such deductions shall be subject to any apportionment or allocation otherwise required and that all thereof shall be allowed in full.

Also:

By Messrs. Tuck, Edington and Pennington:

H. 671. To amend Section 348 of Title 51 of the Code of Alabama of 1940, as heretofore amended, so as to provide for the deduction, for purposes of computing the franchise tax on foreign corporations, of all amounts invested in all devices, identifiable parts of devices, systems and facilities used or placed in operation in the State of Alabama primarily for the protection of the public and the public interest through the control, reduction or elimination of air or water pollution.

Also:

By Messrs. Tuck, Edington and Pennington:

H. 673. To amend Section 2 of Title 51 of the Code of Alabama of 1940, as heretofore amended, so as to exempt from ad valorem taxation all devices, identifiable parts of devices, systems or facilities constructed, used or placed in operation primarily for the protection of the public and the public interest through the control, reduction or elimination of air or water pollution.

Also:

By Messrs. Tuck, Edington and Pennington:

H. 672. To amend Section 789 of Title 51 of the Code of Alabama of 1940, as heretofore amended, so as to exempt, from the state use tax, the storage, use or consumption of any devices, identifiable parts of devices, systems or facilities constructed, used or placed in operation in the State of Alabama primarily for the protection of the public and the public interest through the control, reduction or elimination of air or water pollution, and the storage, use or consumption of any materials used primarily for the protection of the public and the public interest through the control, reduction or elimination of air and water pollution.

Also:

By Messrs. Tuck, Pennington and Edington:

H. 667. To provide for the control of air pollution within the State of Alabama; to create and establish an Air Pollution Control Commission; to prescribe the jurisdiction, powers, duties and functions of the Air Pollution Control Commission; to provide for an executive director of the Commission; to provide for the enforcement of the Act and orders, rules and regulations adopted by the Air Pollution Control Commission; prescribing penalties and making appropriations.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

The House Bills, the titles of which are set out in the foregoing Message from the House, were severally read one time and referred to appropriate Standing Committee, as follows:

H. B.'s 669, 668, 670, 671, 673, 672 and 667. To the Committee on Finance and Taxation

MOTION IN WRITING

Mr. Cooper offered the following Motion in Writing, to-wit:

"Motion in Writing"

I move that when the Senate adjourns today, it adjourn to meet again at 12:01 A. M. Friday, August 18th, 1967.

Which was read and referred to the Standing Committee on Rules.

ADJOURNMENT

At 9:45 P. M., on motion of Mr. Cooper, pending further consideration of the bill, H. B. 24, and the bills H. B.'s 25, 29, 33, 32, 397, 398 and 399, the Senate adjourned until Tuesday, August 22, 1967, at 12:01 A. M.

Yeas 16; Nays 7.

Yeas:

Messrs.:			
Branyon	Giles	Lolley	Pelham
Cooper	Givhan	McCarley	Stone
Engel	Jackson	McDermott	Torbert
Folsom	Leonard	Oden	Turner

—16

Nays:

Messrs.:			
Albea	Childs	Gilmore	Morrow
	Dominick	Hawkins	Vacca

—7

THIRTY-THIRD LEGISLATIVE DAY

TUESDAY, AUGUST 22, 1967

The Senate met pursuant to adjournment, Lieutenant Governor Brewer presiding.

PRAYER

The Session was opened with prayer by the Honorable Ollie W. Nabors, Senator, Eighth Senatorial District.

ROLL CALL

Present:

Messrs.:			
Adams	Dominick	Jackson	Oden
Albea	Engel	Leonard	Pelham
Bailes	Folsom	Lindsey	Pierce
Branyon	Giles	Lolley	Radney
Carr	Gilmore	McCarley	Skidmore
Childs	Givhan	McDermott	Stone
Clark	Goodwyn	Morrow	Torbert
Cooper	Harris	Nabors	Turner
	Hawkins	O'Bannon	Vacca

—35

JOURNAL

On motion of Mr. Cooper, the reading of the Journal of yesterday was dispensed with and same approved by the Senate.

REPORT OF COMMITTEE
ON
REVISION OF THE JOURNAL

Mr. President:

Your Standing Committee on Revision of the Journal begs leave to report that said Committee, in Session, has carefully examined the Journal of the Senate for the Thirty-Second Legislative Day and finds same correct and containing all original entries and references thereto required by the Constitution.

STEWART O'BANNON, JR.,
Chairman.

COMMITTEE REPORT

On motion of Mr. O'Bannon, the foregoing report was concurred in and the Journal of the Senate for the Thirty-Second Legislative Day was approved by the Senate.

MESSAGE FROM THE GOVERNOR

To the Senate of Alabama
State Capitol
Montgomery

Gentlemen:

I herewith transmit to you a message from the Governor, relative to Senate Bill 596.

Respectfully submitted,

CECIL C. JACKSON, JR.,
Executive Secretary.

August 22, 1967

MESSAGE FROM THE GOVERNOR

To the Senate of Alabama
State Capitol
Montgomery

Gentlemen:

I respectfully call your attention to Senate Bill 596, by Senators Cooper, Turner, Engel, Goodwyn, Clark, Lolley, Givhan, Pelham, Giles, Stone, Pierce, Branyon and Adams, which is presently on page 119 of the current Senate Calendar.

This legislation was introduced at my request after having given careful consideration to the problems which will confront the teachers, pupils and citizens of this state during the 1967-68 school year.

This legislation will allow the parents of every school child, acting in concert with other parents under a system of majority rule, to select and determine who shall teach their children.

This bill is, in my opinion, the most important proposal which you have been called upon to consider during this Session of the Legislature. It transcends any other matter which you may presently be considering and requires your immediate attention.

Therefore, I urge that this bill (Senate Bill 596) be brought up for immediate consideration and I respectfully request that you give unanimous consent under your rules in order that this may be accomplished.

Respectfully,

LURLEEN B. WALLACE,
Governor.

GOVERNOR'S MESSAGE

The foregoing Message from Her Excellency, the Governor, relative to Senate Bill 596, was read and ordered spread upon the Journal.

MESSAGE FROM THE HOUSE

Mr. President:

The House has amended as therein shown and as amended has passed the following Senate bill and returns same herewith to the Senate:

S. 338. Relating to public health; making further provisions respecting the regulation and control of the manufacture, distribution, delivery and possession of depressant and stimulant drugs; providing for enforcement of the Act and prescribing penalties.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

On motion of Mr. Cooper, the Senate concurred in and adopted the following House amendment to the Bill, S. B. 338, the title of which is set out in the foregoing Message from the House, to-wit:

AMENDMENT TO S. B. 338

Senate Bill 338 is hereby amended by changing Section 5(a) (4) to read as follows:

Section 5(a) (4) Pharmacies, hospitals, and clinics which maintain their establishments in conformance with state and local laws regulating the practice of pharmacy and medicine which are regularly engaged in dispensing drugs upon prescriptions of practitioners licensed in this state to administer such drugs for patients under the care of such practitioners in the course of their professional practice; or

(A) nursing homes or extended care facilities which maintain pharmacies in conformity with state and local laws regulating the practice of pharmacy and medicine, or which maintain supplies of drugs and medicines in conformity with rules and regulations established by the State Board of Health.

Yeas 31; Nays 0.

Yeas:

Messrs.:	Cooper	Hawkins	Oden
Adams	Engel	Leonard	Pelham
Albea	Folsom	Lindsey	Pierce
Bailes	Giles	Lolley	Skidmore
Branyon	Gilmore	McCarley	Stone
Carr	Givhan	McDermott	Torbert
Childs	Goodwyn	Morrow	Turner
Clark	Harris	Nabors	Vacca

—31

Nays: —0

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House Bill and ordered same sent forthwith to the Senate without engrossment:

By Messrs. Adwell, Jackson (T), Money, Holman, Dill, Meeks, Ellis, Weeks, Cook (Jefferson), Crane, Kilgore, Gafford and Bowers:

H. 888. To further amend Act No. 248 of the Regular Session of the Legislature of 1945, approved July 6, 1945, (Gen. Acts 1945, pp. 376-400) as heretofore amended, creating in each county of 400,000 or more population, according to the last or any future Federal census, a county-wide Civil Service System affecting certain employees of such counties or municipalities located therein and certain employees of other public agencies or bodies in such counties.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

The House bill, the title of which is set out in the foregoing Message from the House, was read and referred to appropriate Standing Committee, as follows:

H. B. 888. To the Committee on Local Legislation No. 2

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and adopted the following House Joint Resolution and sends same herewith to the Senate for its consideration:

By Messrs. Shumate, Adwell, Agee, Bank, Bassett, Beck, Berryman (R), Berryman (W), Blanton, Bowers, Brannan, Brassell, Burgreen, Cameron, Cherner, Collier, Collins (C), Collins (W), Cook (Coffee), Cook (Jefferson), Crane, Crawford, Culver, Dill, Dobbs, Doss, Downing, Drake, Edington, Ellis, Fine, Foshee, Gafford, Garrett, Gloor, Graham, Grayson, Hain, Hardin, Harper, Harris, Headley, Higginbotham, Hill, Hobbie, Hogan, Holladay, Holman, House, Jackson (F), Jackson (T), Kilgore, Laxson, Lemley, Lybrand, Malone, Marr, Mathews, Mays, McCorquodale, McDonald, McElhaney, McLain, Meade, Meeks, Melton, Merrill, Money, Neville, Owen (Baldwin), Owens (W), Owens (W.E.), Paulk, Pearson, Pennington, Perloff, Pruitt, Sessions, Slate, Smith (C), Smith (P), Snodgrass, Springer,

Starnes, Steagall, Stembridge, Stubbs, Tuck, Waggoner, Watkins, Williams, Wood, Wright, Yeilding and Young:

H. J. R. 87. WHEREAS the Speaker of the House of Representatives, The Honorable Ernest Rankin Fite, has served with outstanding ability and dedication in each house of the legislature of Alabama for many years. He was first elected to the Senate for the term 1947-1951, was elected to the House for two consecutive terms during the years 1951-1959 and served as Speaker of the House for the term 1955-1959. He did not seek reelection for the next subsequent term. Upon his return to the Legislature in 1963 as representative for the Ninth District, he was elected Speaker Pro tem of the House for the second time;

WHEREAS each member of this Legislature, and those who have served in years gone by are deeply indebted to our friend and mentor who has been most kind and helpful in steering us along proper legislative paths and, when possible, in helping us to avoid political pitfalls and pratfalls, into which we might have aimlessly tumbled but for his guidance. Speaker Fite's keen mind and thorough knowledge and experience in legislative processes have made his service to the State of Alabama invaluable, and his patient and courtly manner have saved the ego of many a fledging legislator. Though he is a comparatively young man and will not celebrate his fifty-first birthday until September 1, he has in fact been both a father and mother to us. He has sheltered us like a mother hen, and has indeed become a legend in his time.

WHEREAS Rankin Fite is a man of many talents who has served his state well; he has been instrumental in instituting many far-reaching programs for the betterment of Alabama and has skillfully guided through many legislative sessions the necessary enactments making these programs possible. He has sometimes met with opposition and in effect may have said:

"Hush baby my dolly, I pray you don't cry
And I'll give you some bread and some milk by and by
Or perhaps a new school or new industry to start
Then to either you're welcome, with all my heart."

Speaker Fite has never lost sight of his ultimate goal, the good of Alabama. He is a man of unquestioned loyalty, and his ready wit and principles of fair play have won him the love and respect of his colleagues; now therefore:

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, That in all sincerity we are deeply grateful to our beloved friend and counselor, Speaker Fite, for his many kindnesses to us and for his patience and generosity in listening to our problems and giving us sound advice. We trust that he will accept this expression of our gratitude in the spirit in which it is intended as a small token of our appreciation of his assistance to us, because

When taxation is vexation
Then distribution is worse,
And proration is agitation
That's when we need a nurse.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

On motion of Mr. Cooper, the Rules were suspended and the Resolution, H. J. R. 87, set out in the foregoing Message from the House, was concurred in and adopted by the Senate.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and adopted the following House Joint Resolution and sends same herewith to the Senate for its consideration:

By Messrs. Young, Adwell, Agee, Bank, Bassett, Beck, Berryman (R), Berryman (W), Blanton, Bolton, Bowers, Brannan, Brassell, Burgreen, Cameron, Collier, Collins (C), Cook (Coffee), Cook (Jefferson), Crawford, Culver, Dobbs, Doss, Downing, Drake, Ellis, Fine, Fite, Foshee, Gafford, Garrett, Gloor, Graham, Grayson, Hain, Hardin, Harris, Headley, Hill, Hogan, Holman, House, Jackson (F), Jackson (T), Kilgore, Laxson, Lemley, Lybrand, Marr, Mathews, McCorquodale, McLain, Meade, Melton, Merrill, Money, Neville, Owen (Baldwin), Owens (W), Owens (W. E.), Pearson, Pennington, Perloff, Pruitt, Sessions, Shumate, Slate, Smith (C), Smith (P), Springer, Steagall, Stembridge, Stubbs, Tuck, Watkins, Weeks, Williams and Wood:

H. J. R. 89. BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, That we wish to express our deep and heartfelt appreciation to Miss Mittie Miller for her efficient services and her constant devotion to duty. Her loyalty to her position in performing the myriad services for which she is called upon, and her quick eagerness to fulfill each request made of her throughout long hours have made her an indispensable fixture in the Capitol. We are indeed grateful to Miss Mittie for her many thoughtful kindnesses to us, and we salute her for a job well done.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

On motion of Mr. Cooper, the Rules were suspended and the Resolution, H. J. R. 89, set out in the foregoing Message from the House, was concurred in and adopted by the Senate.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and adopted the following House Joint Resolution and sends same herewith to the Senate for its consideration:

By Mr. Steagall:

H. J. R. 91. BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES CONCURRING, That the Administration and classroom building originally constructed by the City of Ozark and now a part of the Alabama Institute of Aviation Technology at Ozark shall be named, designated and known as the JAMES DOUGLAS BROWN, SR., building.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

On motion of Mr. Adams, the Rules were suspended and the Resolution, H. J. R. 91, set out in the foregoing Message from the House, was concurred in and adopted by the Senate.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and adopted the following House Joint Resolution and sends same herewith to the Senate for its consideration:

By Mr. Steagall:

H. J. R. 90. BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, That the dormitory located at the Alabama Institute of Aviation Technology at Ozark shall be named, designated and known as the George C. Wallace Hall.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

On motion of Mr. Adams, the Rules were suspended and the Resolution, H. J. R. 90, set out in the foregoing Message from the House, was concurred in and adopted by the Senate.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and adopted the following House Joint Resolution and sends same herewith to the Senate for its consideration:

By Mr. Drake:

H. J. R. 93. RESOLVED BY THE HOUSE, THE SENATE CONCURRING, That Senate Bills 484 and 485, which have passed both houses be designated and known as "The Engel, Downing and Fite Bills."

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

On motion of Mr. Branyon, the Rules were suspended and the Resolution, H. J. R. 93, set out in the foregoing Message from the House, was concurred in and adopted by the Senate.

MOTION IN WRITING

Mr. Turner offered the following motion in writing, to-wit:

"MOTION IN WRITING"

I move that the Senate respectfully request that Senator Bailes remove his objection to the immediate consideration of Senate Bill 596 on page 119 of the Calendar, this being the bill which will allow the parents of every school child, acting in concert with other parents under a system of majority rule, to select and determine who shall teach their children."

Which was read and referred to the Standing Committee on Rules.

MOTION IN WRITING

Mr. Bailes offered the following motion in writing, to-wit:

"MOTION IN WRITING"

"Having voted with the prevailing side on House Bill 27, I now move to reconsider the vote by which the bill was passed, and call for the ayes and noes, and that the House be requested to return the bill to the Senate."

Which motion was lost.

REPORT FROM RULES

Mr. Clark, Chairman of the Standing Committee on Rules, reported that said Committee, in session, had acted on the following Senate Joint Resolution, and ordered same returned to the Senate with a favorable report, to-wit:

S. J. R. 57. Relative to notifying the State Building Commission before certain State Departments acquire or dispose of property.

On motion of Mr. Cooper, the Resolution was adopted by the Senate.

REPORT FROM RULES

Mr. Clark, Chairman of the Standing Committee on Rules, reported that said Committee, in Session, had acted on the following Message from the Governor containing an Executive Amendment to the Resolution:

S. J. R. 49. Requesting all state supported State Institutions to fly the Alabama State Flag and the Confederate Battle Flag along with the American Flag.

which said Executive Amendment is set out in the Journal of the Senate for the Twenty-sixth Legislative Day, and ordered same returned to the Senate with a favorable report.

Mr. Turner moved that the Senate concur in and adopt the Executive amendment to said Resolution.

Mr. O'Bannon moved as a substitute motion that the Senate non-concur in said Executive amendment. On motion of Mr. Turner, the motion to non-concur was laid on the table.

Yeas 19; Nays 14.

Yeas:

Messrs.:	Clark	Gilmore	Lolley	
Adams	Cooper	Givhan	Oden	
Albea	Engel	Goodwyn	Pelham	
Branyon	Folsom	Hawkins	Stone	
Carr	Giles	Leonard	Turner	
				—19

Nays:

Messrs.:	Lindsey	Nabors	Skidmore	
Bailes	McCarley	O'Bannon	Torbert	
Dominick	McDermott	Pierce	Vacca	
Harris	Morrow	Radney		—14

Mr. O'Bannon then moved that further consideration of the Executive amendment be postponed one Legislative Day. On motion of Mr. Turner, the motion to postpone was laid on the table.

Yeas 19; Nays 12.

Yeas:

Messrs.:	Clark	Gilmore	Lolley	
Adams	Cooper	Givhan	Pelham	
Albea	Engel	Goodwyn	Stone	
Branyon	Folsom	Hawkins	Turner	
Carr	Giles	Leonard	Vacca	
				—19

Nays:

Messrs.:	Lindsey	Morrow	Radney	
Bailes	McCarley	O'Bannon	Skidmore	
Dominick	McDermott	Pierce	Torbert	
Harris				
				—12

The question recurred on the motion of Mr. Turner, and the Senate then concurred in and adopted the Executive amendment to the Resolution, S. J. R. 49.

Yeas 18; Nays 12.

Yeas:

Messrs.:	Cooper	Givhan	Oden	
Adams	Engel	Goodwyn	Pelham	
Albea	Folsom	Hawkins	Stone	
Branyon	Giles	Leonard	Turner	
Clark	Gilmore	Lolley		
				—18

Nays:

Messrs.:	Lindsey	Morrow	Radney	
Bailes	McCarley	O'Bannon	Skidmore	
Dominick	McDermott	Pierce	Torbert	
Harris				
				—12

Which was a majority of the whole number elected to the Senate.

And said Resolution, S. J. R. 49, as thus amended by the Executive amendment, was again read at length and adopted by the Senate.

Yeas 18; Nays 12.

Yeas:

Messrs.:	Cooper	Givhan	Oden	
Adams	Engel	Goodwyn	Pelham	
Albea	Folsom	Hawkins	Stone	
Branyon	Giles	Leonard	Turner	
Clark	Gilmore	Lolley		
				—18

Nays:

Messrs.:	Lindsey	Morrow	Radney	
Bailes	McCarley	O'Bannon	Skidmore	
Dominick	McDermott	Pierce	Torbert	
Harris				
				—12

Which was a majority of the whole number elected to the Senate.

MOTION IN WRITING

Mr. Turner offered the following motion in writing, to-wit:

"MOTION IN WRITING"

"I move that the Senate respectfully request that Senator Morrow remove his objection to the immediate consideration of Senate Bill 596 on page 119 of the calendar, this being the bill which will allow the parents of every school child, acting in concert with other parents under a system of majority rule, to select and determine who shall teach their children."

Which was read and referred to the Standing Committee on Rules.

REPORT FROM RULES

Mr. Clark, Chairman of the Standing Committee on Rules, reported that said committee, in session, had acted on the following House Joint Resolution and ordered same returned to the Senate with a favorable report, with amendment, to-wit:

H. J. R. 20. Relative to appointment of an interim committee of the Legislature to study the feasibility of a pension system for members of the Legislature.

The Standing Committee on Rules reported the following amendment to the Resolution, to-wit:

AMENDMENT TO H. J. R. 20

Amend H. J. R. 20 by adding thereto and becoming a part thereof the following:

RESOLVED FURTHER That the members of the Committee shall be entitled to receive their regular legislative compensation and allowances for each day while in attendance of Committee meetings when not drawing their regular legislative pay. The compensation and allowances of the Committee and all expenses of the Committee shall not exceed the sum of Five Thousand Dollars ($5,000.00) altogether, and shall be paid out of funds appropriated to the use of the Legislature, on warrants drawn by the state comptroller upon requisitions signed by the Committee Chairman.

On motion of Mr. Torbert, further consideration of the Resolution and pending amendment was postponed for four Legislative Days.

REPORT FROM RULES

Mr. Clark, Chairman of the Standing Committee on Rules reported that said Committee, in session, had acted on the following House Joint Resolution and ordered same returned to the Senate with a favorable report, to-wit:

H. J. R. 37. Appointing Legislative Committee to make a thorough study of the Justice of Peace Courts.

On motion of Mr. Torbert, further consideration of the Resolution was postponed one Legislative Day.

REPORTS OF COMMITTEES

Mr. Goodwyn, Chairman of the Standing Committee on Judiciary, reported that said Committee, in Session, had acted on the following

bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to-wit:

By Messrs. Jackson and Giles:

S. 392. To amend Section 9 of Chapter 1, Title 19, Code of Alabama, 1940, so as to provide that said section shall not apply to any crossing, by any highway, road, or street, at grade or otherwise, of the right-of-way of any railway company operating within the state, by the State of Alabama, by any county, or by any municipality within the state.

Mr. Carr, Chairman of the Standing Committee on Forestry and Conservation, reported that said Committee, in Session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to-wit:

By Messrs. Brannan, Owen (Baldwin) and Melton:

H. 771. To amend Sections 3, 5 and 6 of Act No. 169, General Acts of Alabama 1945, page 285, effective August 22, 1945, as last amended, which sets the rates of the forest products severance tax and provides how the proceeds thereof shall be expended.

Mr. Clark, Chairman of the Standing Committee on Banking, reported that said Committee, in Session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to-wit:

By Messrs. Garrett and Neville:

H. 345. To provide that all former governors of the State of Alabama upon reaching the age of sixty years shall be entitled to a retirement of $750 per month to be paid at the end of each month out of the general fund of the State of Alabama.

Mr. Folsom, Chairman of the Standing Committee on Local Legislation No. 1, reported that said Committee, in Session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit:

By Mr. Lindsey:

S. 606. To amend Section 28 (1), Subdivision 1, Article 23A, Title 14A of the Code of Alabama, Recompiled 1958, 1965 Cumulative Supplement, as last amended (1961, P. 455, appvd. Aug. 7, 1961), providing for additional clerk in office of judge of probate, and fixing the compensation therefor.

By Mr. Carr:

S. 609. Relating to all counties having populations of not less than 47,000 nor more than 49,000, according to the most recent federal decennial census, providing further for the expense allowances of the chairman and members of the county governing body.

By Messrs. Beck and Meade:

H. 781. Relating to Counties having a population of not less than 38,000, nor more than 45,000, and providing for payment of salary to the Judge of the Inferior Court in any such County, and to provide for all fees going to said Court, to be paid into the general fund of such County.

By Messrs. McDermott and Engel:

S. 602. To provide further for funds for the maintenance and operation of a county health department under direction of a county health officer in all counties having populations of not less than 300,000 nor more than 500,000, according to the most recent federal decennial census.

By Mr. Jackson:

S. 604. Relating to counties having populations of not less than 48,500 nor more than 49,500; providing an additional allowance for the tax assessors and tax collectors of such counties.

By Mr. Skidmore (with notice and proof):

S. 603. To alter, rearrange, and extend the Corporate Limits line of the City of Tuscaloosa, in Tuscaloosa County, Alabama.

By Mr. Grayson:

H. 898. To authorize and provide for transference to the board of trustees of the University of South Alabama of all functions, authority, powers, duties, funds, property, resources, and effects belonging to the Mobile County hospital board, a public corporation, to provide for dissolution of the corporation and for operation of Mobile General Hospital under the management and control of said board of trustees.

By Mr. Lolley:

S. 607. Relating to counties having populations of not less than 22,000 nor more than 22,350 according to the most recent federal decennial census; exempting vessels operated on private lakes or ponds in such counties from the requirement to carry life preservers.

By Mr. Clark (with notice and proof):

S. 605. Relating to Barbour County: providing for distribution of a portion of the county's share of the state gasoline excise tax to the incorporated municipalities in the county.

Mr. Turner, Chairman of the Standing Committee on Public Buildings and Grounds, reported that said Committee, in Session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit:

By Mr. Clark:

S. 608. Relating to administration of the State Highway Department; prescribing the salary of the Executive Assistant Highway Director.

By Mr. Starnes et al:

H. 578. To amend Section 2 of Act No. 217 enacted at the 1967 Special Session of the Legislature of Alabama so as to clarify the provisions thereof exempting utility services therefrom and so as to exempt from the provisions of said act contracts relating to industrial development, contracts for the furnishing of fiscal or financial advice or services, contracts for the construction and equipment of buildings for public building authorities under the provisions of Act No. 493 of the 1955 Regular Session of the Legislature of Alabama (as amended) and certain purchases made for use in the operation of certain water works systems, sanitary sewer systems, electric systems and gas systems that are owned by counties, municipalities or by public corporations, boards or authorities that are agencies, departments or instrumentalities of counties or municipalities.

Mr. Oden, Chairman of the Standing Committee on Public Roads and Highways, reported that said Committee, in Session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to-wit:

By Messrs. Beck, Bolton and Meade:

H. 368. To amend Section 4 of Act No. 104, H. B. 148, First Special Session 1956 (Acts 1956, p. 148), an act authorizing and providing for the planning, designation, establishment, use, and regulation of controlled access highways.

Mr. Turner, Chairman of the Standing Committee on Finance and Taxation, reported that said Committee, in Session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit:

By Messrs. Springer and Merrill:

H. 445. To amend Section 13, Act No. 100, Second Special Session 1959, which relates to the Sales Tax and authorizing the Department to estimate the tax due where no return is made and providing penalties therefor.

By Mr. Pennington et al:

H. 915. To amend further Code of Alabama 1940, Title 28, Section 321, which relates to the state insurance fund; providing for purchase of reinsurance by the director of finance and collection of agents' commissions thereon.

By Messrs. Pennington and Snodgrass:

H. 724. To make an appropriation to the Secretary of State for the purchase of 5000 copies of the Alabama Constitution.

By Messrs. Brannan and Owen (Baldwin):

H. 462. To appropriate the sum of ten thousand dollars ($10,000.00) to the Department of Conservation, Division of State Parks, Monuments and Historical Sites, from any unexpended funds of the Division of Seafoods for the purpose of constructing and equipping a public fishing pier at the Fort Morgan Reservation, Baldwin County, Alabama.

Mr. Morrow, Chairman of the Standing Committee on Local Legislation No. 2, reported that said Committee, in Session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit:

By Mr. Jackson (T) et al (with notice and proof):

H. 884. To fix the compensation or salary of the Treasurer of all counties having a population of Six Hundred Thousand (600,000) or more according to the last or any subsequent Federal Census. To provide for the manner of payment thereof and to repeal all laws in conflict herewith.

By Mr. House et al:

H. 841. To amend Act No. 617 of the Legislature of Alabama of 1959 (Ala. Acts, 1959, p. 1509) providing with respect to any pension system for employees of any city of the State of a population of 300,000 or more according to the last or any subsequent census that one or more

members of the system affected by the same question of law may upon behalf of all file a class suit against the trustees of the pension system to enforce benefits which are denied.

Mr. Folsom, Chairman of the Standing Committee on Local Legislation No. 1, reported that said Committee, in Session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to-wit:

By Mr. Marr:

H. 849. To amend Act No. 374, S. 213, approved August 10, 1965, an act creating the office of judge of the juvenile court in all counties having populations of not less than 225,000 nor more than 500,000, so as to impose extra, new and additional duties upon the judge of such court and to provide said judge with an allowance for the performance of such duties.

MOTION TO RECESS LOST

At 1:40 A. M., Mr. Nabors moved that the Senate take a recess until 2 o'clock P. M. this afternoon, which motion was lost.

Yeas 13; Nays 20.

Yeas:

Messrs.:	Childs	Hawkins	Pierce	
Adams	Dominick	Morrow	Skidmore	
Albea	Gilmore	Nabors	Torbert	
Bailes	Harris			—13

Nays:

Messrs.:	Folsom	Lindsey	Pelham	
Branyon	Giles	Lolley	Radney	
Carr	Givhan	McCarley	Stone	
Clark	Goodwyn	McDermott	Turner	
Cooper	Leonard	O'Bannon	Vacca	
Engel				—20

BILLS ON THIRD READING

The Bill:

S. 580. To make an appropriation for the payment of expenses of the Legislature.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 25; Nays 0.

Yeas:

Messrs.:	Cooper	Hawkins	Pelham	
Adams	Engel	Leonard	Radney	
Albea	Folsom	Lindsey	Skidmore	
Bailes	Giles	Lolley	Stone	
Carr	Gilmore	McDermott	Turner	
Childs	Givhan	O'Bannon	Vacca	
Clark	Goodwyn			—25

Nays: —0

BILLS ON THIRD READING

UNFINISHED BUSINESS

The Senate proceeded to consideration of the Unfinished Business for today, the first of which was the bill:

H. 24. To make annual appropriations for the support, maintenance, and development of public education in Alabama for each of fiscal years ending September 30, 1968 and September 30, 1969, including all schools, agencies, services and institutions under the general or direct control or subject to the rules and regulations of the State Board of Education, the Board of Trustees of Alabama College, the Board of Trustees of Auburn University, the Board of Trustees of the University of Alabama, the Board of Trustees of the University of South Alabama, the Board of Trustees of the Alabama Institute for Deaf and Blind, the Board of Trustees of the Alabama Boys Industrial School, the Board of Trustees of the Alabama Industrial School for Negroes, the Board of Trustees of the State Training School for Girls, the Alabama Educational Television Commission, and for the Teachers' Retirement System.

and pending substitute, as amended, which said substitute and amendment are set out in the Journal of the Senate for the Thirty-second Legislative Day.

The question was on the amendment offered by Mr. Skidmore to the substitute, as amended, for the bill, H. B. 24, which said amendment is set out in the Journal of the Senate for the Thirty-second Legislative Day.

MOTION IN WRITING

Mr. Radney offered the following Motion in Writing, to-wit:

"MOTION IN WRITING"

"I request that the Senate respectfully ask Senator McDermott to withdraw his objection to the passage of local bills."

Which was read and referred to the Standing Committee on Rules.

MOTION IN WRITING

Mr. Cooper offered the following motion in writing, to-wit:

"MOTION IN WRITING"

"I move that the Senate respectfully request that Senator Dominick remove his objection to the immediate consideration of Senate bill 596 on page 119 of the calendar, this being the bill which will allow the parents of every school child, acting in concert with other parents under a system of majority rule, to select and determine who shall teach their children."

Which was read and referred to the Standing Committee on Rules.

FURTHER CONSIDERATION OF H. B. 24

The Senate proceeded to further consideration of the Bill, H. B. 24, and pending substitute, as amended. The question was on the amendment offered by Mr. Skidmore to the substitute, as amended.

MESSAGE FROM THE GOVERNOR

To the Senate of Alabama
State Capitol
Montgomery, Alabama

Gentlemen:

I herewith transmit to you a message from the Governor.

Respectfully submitted,

CECIL C. JACKSON, JR.,
Executive Secretary.

August 22, 1967

Senate of Alabama
Capitol Building
Montgomery, Alabama

Gentlemen:

Reference is made to my message to you of last night relative to Senate Bill 596, the bill which will allow parents of our school children to determine who shall teach their children.

In last year's election the Alabama Democratic Party, under my leadership, pledged to continue to carry the legal battle for the preservation of our schools. Each of you joined in this pledge and acknowledged the same from platforms all over the State of Alabama. The Jefferson County Alabama Democratic Party delegation made the pledge forty-seven times which is the number of times that I spoke in their county.

Senate Bill 596 has been offered in conformity with the promise endorsed by everyone of you. As previously stated to you, the matters encompassed by this bill transcend any matter pending before the Alabama Legislature.

If there is any other plan to be offered by any member of this body, the Administration will be glad to consider the same. In the absence of any other plan, I am once again asking you to carry out your pledge to the people of Alabama and bring up Senate Bill 596 by unanimous consent.

I particularly and respectfully request Senator George Lewis Bailes, Senator Richard Dominick and Senator Hugh Morrow to withdraw their objections and allow this bill to be considered for passage—a bill that will allow parents to determine whether they want Negro or white teachers to teach their children. This is freedom of choice and gives the parents some control of the education of their children.

Sincerely,

LURLEEN B. WALLACE,
Governor.

August 22, 1967

GOVERNOR'S MESSAGE

The foregoing Message from Her Excellency, the Governor, was read and ordered spread upon the Journal.

REPORT OF COMMITTEE ON ENROLLED BILLS

Mr. President:

Your Standing Committee on Enrolled Bills begs leave to report that said Committee, in session, has compared the following enrolled Senate Bill with the original Senate Bill, respectively, and finds same correctly enrolled, to-wit:

S. 338. Relating to public health; making further provisions respecting the regulation and control of the manufacture, distribution, delivery and possession of depressant and stimulant drugs; providing for enforcement of the Act and prescribing penalties.

RICHARD DOMINICK,
Chairman.

SIGNING OF BILLS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after its title had been publicly read at length by the Secretary of the Senate, signed the foregoing bill; the title of which is set out in the foregoing report from the Committee on Enrolled Bills.

MOTION IN WRITING

Mr. Cooper offered the following Motion in Writing, to-wit:

"MOTION IN WRITING"

"I move that the Senate respectfully request that Senators Morrow and Bailes remove their objections to the immediate consideration of Senate Bill 596 on page 119 of the calendar, this being the bill which will allow the parents of every school child, acting in concert with other parents under a system of majority rule, to select and determine who shall teach their children."

Which was read and referred to the Standing Committee on Rules.

REPORT OF COMMITTEE ON ENROLLED BILLS

Mr. President:

Your Standing Committee on Enrolled Bills begs leave to report that said Committee, in session, has compared the following enrolled Senate Bills with the original Senate Bills, respectively, and finds same correctly enrolled, to-wit:

S. 370. To provide for the compensation of attorneys under the Merit System.

Also:

S. 448. To amend further Act No. 152, H. 60, Regular Session 1945 relating to the Legislative Reference Service and the Legislative Council (General Acts 1945, p. 190).

RICHARD DOMINICK,
Chairman.

SIGNING OF BILLS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the foregoing bills; the titles of which are set out in the foregoing report from the Committee on Enrolled Bills.

MOTION IN WRITING

Messrs. Morrow, Bailes and Dominick offered the following Motion in Writing, to-wit:

"MOTION IN WRITING"

"We request unanimous consent to bring up Senate Bill No. 596 on page 119 for immediate consideration."

Which was adopted.

BILLS ON THIRD READING RESUMED

The Bill:

S. 596. To amend Section 6, Act No. 367, Acts of Alabama, 1957, Title 52, Section 61 (6), Code of Alabama, 1940 (Recompiled, 1958), relating to the assignment and transfer of teachers in the schools of the state.

was taken up.

Mr. Radney offered the following amendment to the Bill, S. B. 596, to-wit:

AMENDMENT TO S. B. 596

In Section 2, strike out the first two sentences thereof entirely.

On motion of Mr. Cooper, said amendment was laid on the table.

Yeas 24; Nays 7.

Yeas:

Messrs.:	Cooper	Hawkins	Pelham	
Adams	Engel	Jackson	Skidmore	
Albea	Folsom	Lolley	Stone	
Branyon	Giles	McCarley	Torbert	
Carr	Gilmore	McDermott	Turner	
Childs	Givhan	Nabors	Vacca	
Clark				—24

Nays:

Messrs.:	Dominick	Morrow	Pierce	
Bailes	Harris	O'Bannon	Radney	
				—7

Mr. Harris offered the following amendment to the Bill, S. B. 596, to-wit:

AMENDMENT TO S. B. 596

Amend Section 1 by deleting the words: "the beginning of the school year 1967-68 or within two weeks after the effective date of this act", and substitute "beginning with the school year 1968-69."

On motion of Mr. Cooper, said amendment was laid on the table.

Yeas 28; Nays 6.

Yeas:

Messrs.:	Cooper	Hawkins	Nabors	
Adams	Engel	Jackson	Pelham	
Albea	Folsom	Leonard	Skidmore	
Bailes	Giles	Lindsey	Stone	
Branyon	Gilmore	Lolley	Torbert	
Carr	Givhan	McCarley	Turner	
Childs	Goodwyn	McDermott	Vacca	
Clark				—28

Nays:

Messrs.:	Harris	O'Bannon	Radney	
Dominick	Morrow	Pierce		—6

And said Bill, S. B. 596, was then read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 31; Nays 3.

Yeas:

Messrs.:	Cooper	Hawkins	Nabors	
Adams	Dominick	Jackson	Pelham	
Albea	Engel	Leonard	Pierce	
Bailes	Folsom	Lindsey	Radney	
Branyon	Giles	Lolley	Skidmore	
Carr	Gilmore	McCarley	Stone	
Childs	Givhan	McDermott	Turner	
Clark	Goodwyn	Morrow	Vacca	
				—31

Nays: Messrs.: Harris, O'Bannon, Torbert —3

STATEMENT BY MR. RADNEY

The following statement by Mr. Radney was read and ordered spread upon the Journal:

"I am fearful that Senate Bill 596 is violative of the Federal Constitution—I am also fearful that this legislation may seriously affect the future of the freedom of choice plan that our schools now use."

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and adopted the following House Joint Resolution and sends same herewith to the Senate for its consideration:

By Messrs. Weeks, Adwell, Bank, Bassett, Beck, Berryman (R), Berryman (W), Blanton, Bolton, Bowers, Brannan, Brassell, Brown, Burgess, Burgreen, Cameron, Cherner, Collier, Collins (C), Collins (W), Cook (Coffee), Cook (Jefferson), Crane, Crawford, Culver, Dill, Dobbs, Doss, Downing, Drake, Edington, Ellis, Fine, Fite, Foshee, Gafford, Garrett, Gloor, Graham, Grayson, Hain, Hardin, Harper, Harris, Haygood, Higginbotham, Hill, Hobbie, Hogan, Holladay, Holman, House, Jackson (F), Jackson (T), Jones, Kilgore, Laxson, Lemley, Malone, Marr, Mathews, Mays, McCorquodale, McDonald, McElhaney, Meade, Meeks, Melton, Merrill, Money, Owen (Baldwin), Owens (W), Paulk, Pearson, Pennington, Perloff, Pruitt, Sessions, Slate, Smith (P), Snell, Snodgrass, Steagall, Stembridge, Stubbs, Tuck, Turnham, Waggoner, Watkins, Williams, Wood, Wright and Young:

H. J. R. 94. WHEREAS a national charter was granted in 1919 to the American Legion, whose many and widely diversified community-service and patriotic activities are too well known to need enumeration;

WHEREAS the Alabama Department of the American Legion was established that same year and since that time, in cooperation with the American Legion Auxiliary, has sponsored many community-service projects and programs of infinite value not only to Alabama veterans, their widows and children but to all citizens of this State and particularly to the youth of Alabama;

WHEREAS the Alabama Department has been outstanding among the fifty-eight departments of the National American Legion and has throughout the years had many honors bestowed on it in recognition of its accomplishments;

WHEREAS in 1966-67, alone, the Alabama Department won the following honors:

The Tuscaloosa Legion Baseball Team was runner-up in the Little World Series, Bill Parker, a member of this championship team, was chosen "Player of the Year" and his name enshrined in the Baseball Hall of Fame in Cooperstown, New York,

Alabamians won two of the eight top offices of Girls Nation when Miss Catherine Jayne Johnson, Governor of Alabama's Girls State, a highly successful project of the Alabama Department, was elected President of Girls Nation and Miss Margaret Hayes was elected President Pro-Tem of the Girls Nation Senate,

The winner of the Legion sponsored State Oratorical Contest, Robert Perry Raburn, was runner-up in the Southeast Regional Finals,

The winner in the Alabama 4-H Club Beautification Project, sponsored by the Alabama Department, ranked among the top four in the National 4-H Club Congress held in Chicago, Illinois,

The Alabama Department's public relations program, under the chairmanship of Raymond Weeks, will be honored at the forthcoming National Convention as the best public relations program of all the fifty-eight departments of the American Legion,

The second-ranking man in point of continuous service on the National Executive Committee of the American Legion is an Alabamian, Hugh W. Overton,

One of the top five appointive positions in all of Legion activities, the chairmanship of the National Legislative Commission, is held by Clarence Horton from Gulf Shores, Alabama, and

Adjutant Lawson Lynn of the Alabama Department is President of the National Association of American Legion Adjutants; and

WHEREAS under the leadership of Blue Barber, a former Commander of the Alabama Department, plans are now being made for the observance of the fiftieth anniversary of the founding of the American Legion; now therefore,

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, That the Legislature hails the American Legion, Department of Alabama, on its fiftieth anniversary. The contributions to the betterment of Alabama made by the American Legion and its counterpart, the American Legion Auxiliary, are invaluable. These organizations have provided excellent leadership for the youth of Alabama and have fostered many patriotic and civic improvement programs and projects which have been beneficial to the whole State. On behalf of the citizens of Alabama we hereby acknowledge with grateful appreciation all the splendid services of these two fine organizations.

BE IT FURTHER RESOLVED that it is the sincere wish of the members of this body that the Fiftieth Anniversary Observance Program of the American Legion will be a gala affair and that in the future the American Legion will be equally as successful in its undertakings as it has during its first fifty years of life.

RESOLVED FURTHER, that copies of this Resolution shall be sent to the National Commander and to the National Adjutant of the American Legion and to the commanders of the 57 other departments of the American Legion.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

On motion of Mr. Giles, the Rules were suspended and the Resolution, H. J. R. 94, set out in the foregoing Message from the House, was concurred in and adopted by the Senate.

MESSAGE FROM THE HOUSE

Mr. President:

The House has passed the following Senate bill and returns same herewith to the Senate:

S. 45. Relating to Pike County; to provide further for the distribution of fines and forfeitures in certain cases.

JOHN W. PEMBERTON,
Clerk.

FURTHER CONSIDERATION OF H. B. 24

The Senate proceeded to further consideration of the Bill, H. B. 24, and pending substitute, as amended. The question was on the amendment offered by Mr. Skidmore to the substitute, as amended.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House Bills and ordered same sent forthwith to the Senate without engrossment:

By Messrs. Meade and Drake:

H. 518. To amend further Section 7 of Act. No. 422, H. 325, Regular Session 1951, an act known as "The Alabama Real Estate License Law."

Also:

By Messrs. Grayson, Downing and Collins (C):

H. 848. To provide for the appointment by the Governor of a Special Judge in Inferior County Courts in counties having a population of not less than 300,000 nor more than 500,000, according to the last Federal decennial census, when the judge of said court has impeachment proceedings pending against him and to provide for the appointment by the Governor of a judge in the event said office shall become vacant and to provide for the election of a successor.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

The House Bills, the titles of which are set out in the foregoing Message from the House, were severally read one time and referred to appropriate Standing Committees, as follows:

H. B. 518. To the Committee on Judiciary

H. B. 848. To the Committee on Local Legislation No. 1

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House Bills and ordered same sent forthwith to the Senate without engrossment:

By Messrs. Doss and Slate:

H. 903. Relating to Morgan County; relieving certain county officials of the duty of subscribing for, taking, filing, causing to be bound, and kept in their respective offices, copies of weekly newspapers published in the county.

With notice and proof thereto attached and herewith exhibited as follows:

LEGAL NOTICE

STATE OF ALABAMA
COUNTY OF MORGAN

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

Relating to Morgan County; relieving certain county officials of the duty of subscribing for, taking, filing, causing to be bound, and kept in their respective offices, copies of weekly newspapers published in the county.

Be It Enacted by the Legislature of Alabama:

Section 1. The clerk and the register of the Circuit Court of Morgan County are relieved of the duty of subscribing for, taking, filing, causing to be bound, and kept in their respective offices, copies of weekly newspapers published in the county.

Section 2. Code of Alabama 1940, Title 13, Section 18, Code of Alabama 1940, Title 7, Section 724 and all other laws or parts of laws which conflict with this Act are, to the extent of that conflict, hereby repealed.

Section 3. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

PROOF OF PUBLICATION

STATE OF ALABAMA
COUNTY OF MORGAN

Before me, the undersigned authority in and for said County in said State, this day personally appeared Jack W. Hoffhaus, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was publisher of the Hartselle Enquirer, a newspaper of general circulation published in Morgan County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 13, July 20, July 27, and Aug. 3, all in the year 1967.

JACK W. HOFFHAUS.

Sworn to and subscribed before me August 5, 1967.

LLOYD E. LOGAN,
Notary.

Commission Expires 2-10-68.

Also:

By Messrs. Doss and Slate:

H. 902. To provide for the payment into the general fund of Morgan County of all fees collected as solicitors' fees in the Morgan County Court of Morgan County, Alabama.

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA
COUNTY OF MORGAN

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

To provide for the payment into the general fund of Morgan County of all fees collected as solicitor's fees in the Morgan County Court of Morgan County, Alabama.

Be It Enacted by the Legislature of Alabama:

Section 1. All moneys now or hereafter taxed and collected by the clerk of the Morgan County Court of Morgan County, Alabama which was established by Act No. 175, H. 190, Special Session 1966 (Acts 1966, p. 202), as solicitor's fees shall be paid over into the general fund of Morgan County by the clerk.

Cection 2. All general, special or local laws in conflict with this Act are to the extent of such conflict hereby repealed.

Section 3. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

PROOF OF PUBLICATION

STATE OF ALABAMA
COUNTY OF MORGAN

Before me, the undersigned authority in and for said County in said State, this day personally appeared Jack W. Hoffhaus, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was publisher of the Hartselle Enquirer, a newspaper of general circulation published in Morgan County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 13, July 20, July 27, and Aug. 3, all in the year 1967.

JACK W. HOFFHAUS.

Sworn to and subscribed before me August 5, 1967.

LLOYD E. LOGAN,
Notary.

Commission Expires 2-10-68.

Also:

By Messrs. Slate and Doss:

H. 851. To apply only in counties having populations of not less than 57,000 nor more than 61,000 according to the most recent federal decennial census; providing additional expense allowances for the tax assessors and tax collectors of such counties.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

The House Bills, the titles of which are set out in the foregoing Message from the House, were severally read one time and referred to appropriate Standing Committee, as follows:

H. B.'s 903, 902 and 851. To the Committee on Local Legislation No. 1

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House Bill and ordered same sent forthwith to the Senate without engrossment:

By Mr. Grayson:

H. 1008. To amend further Code of Alabama Title 34, Section 29, in relation to proof of residence in divorce cases where the defendant is a nonresident.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

The House Bill, the title of which is set out in the foregoing Message from the House, was read one time and referred to appropriate Standing Committee, as follows:

H. B. 1008. To the Committee on Judiciary

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House Bills and ordered same sent forthwith to the Senate without engrossment:

By Messrs. Meade and Beck:

H. 956. To apply only in counties having populations of not less than 16,150 nor more than 17,350; providing expense allowances for register in chancery of such counties.

Also:

By Messrs. Beck and Meade:

H. 957. Relating to the municipality of Henagar in DeKalb County; to alter, re-arrange and extend the boundaries of The Town of Henagar.

With notice and proof thereto attached and herewith exhibited as follows:

A BILL
TO BE ENTITLED
AN ACT

Notice is hereby given that a local act, law or bill will be introduced in the Legislature of The State of Alabama, at the Regular Session of Legislature of the State of Alabama in 1967, for the purpose of and in substance as follows:

AN Act relating to the municipality of Henagar in DeKalb County, to alter, re-arrange and extend the boundaries of the Town of Henagar.

Be It Enacted by the Legislature of Alabama:

SECTION 1. The boundaries of the municipality of Henagar in DeKalb County are hereby altered, re-arranged and extended to include within the corporate limits of the Town of Henagar the following described territory:

South half of the Southwest Fourth and the Southwest Fourth of the Southeast Fourth of Section 31, Township 5 South of Range 9 East.

East Half of the Northwest Fourth; Northwest Fourth of the Northeast Fourth and the West Half of the Southwest Fourth of Section 6, Township 5 South of Range 9 East.

West one-fourth and the Southeast Fourth of Southwest Fourth of Section 7, Township 5, South of Range 9 East.

North half of Northwest Fourth and the Northwest Fourth of the Northeast Fourth of Section 18, Township 5 South, Range 9 East.

West half of Northwest Fourth and the Northwest Fourth of the Southwest Fourth of Section 36, Township 5 South of Range 8 East.

All that portion of the West Half of the Southwest Fourth lying Southwest of the DeKalb-Jackson County line in DeKalb County, Alabama lying and being in Section 1 Township 4 South, Range 8 East.

North one-fourth and the Southeast fourth of the Northwest Fourth and the Northeast Fourth of the Southeast Fourth and the southwest Fourth of the Southeast Fourth of Section 1, Township 5 South, Range 8 East.

Northwest Fourth of Northwest Fourth, South Half of the Northwest Fourth and the Southwest fourth of Northeast Fourth, North half of the Southeast Fourth and the North half of the Southwest Fourth of Section 12, Township 5 South, Range 8 East.

All that portion of the Southeast Fourth of the Southeast Fourth lying in DeKalb County, Alabama in Section 2, Township 4 South of Range 8 East.

All that portion of Section 35 lying in DeKalb County, Alabama in Section 35, Township 5 South, Range 8 East.

Northwest Fourth of the Southeast Fourth; East half of Southwest Fourth and the Southeast Fourth of the Southeast Fourth of Section 2, Township 5 South, Range 8 East.

Northeast Fourth of the Northeast Fourth, East Half of the Northwest Fourth; Southwest Fourth of the Northeast Fourth and the Northwest Fourth of Southeast Fourth of Section 11, Township 5 South, Range 8 East.

Section 2. This act shall become effective immediately upon the passage and approval by the Governor or upon its otherwise becoming a law.

PUBLISHER'S CERTIFICATE

STATE OF ALABAMA
COUNTY OF DEKALB

Personally appeared before the undersigned, a Notary Public, within and for said County and State, Ben M. Smith publisher of The Times-Journal, a newspaper published at Fort Payne, County of DeKalb, State of Alabama, who being duly sworn, states on oath that the notice, a true copy of which is hereto annexed, was published in said newspaper in its issues of May 30, June 6, 13, 20, 1967.

BEN M. SMITH,
Publisher.

Sworn to and subscribed before me this 31st day of July, 1967.

MARY RUTH BROWN,
Notary Public.

My commission expires January 29, 1969.

Also:

By Mr. Young:

H. 961. To amend Act No. 446, H. 859, Regular Session 1947 (Local Acts 1947, p. 313), entitled "An Act To allow the members of Cleburne County Board of Education sixteen regular meeting days and pay for not more than sixteen days for each year payable from the General School Funds of Cleburne County, Alabama," so as to provide further for the pay of the members of such board.

With notice and proof thereto attached and herewith exhibited as follows:

A BILL
TO BE ENTITLED
AN ACT

To amend Act No. 446, H. 859, Regular Session 1947 (Local Acts 1947, p. 313), entitled "An Act To allow the members of Cleburne County Board of Education sixteen regular meeting days and pay for not more than sixteen days for each year payable from the General School Funds of Cleburne County, Alabama," so as to provide further for the pay of the members of such board.

Be It Enacted by the Legislature of Alabama:

Section 1. Section 2 of Act No. 446, H. 859, Regular Session 1947 (Local Acts 1947, p. 313), entitled "An Act To allow the members of Cleburne County Board of Education sixteen regular meeting days and pay for not more than sixteen days for each year, payable from the General School Funds of Cleburne County, Alabama," is hereby amended so as to read as follows:

"Section 2. The members of the county board of education shall receive from the public school funds of the county twenty dollars a day and their actual traveling expenses incurred in attending meetings of the board and transacting business of the board, payable in the same manner as the salaries of the teachers are paid. The members of such board shall not be allowed pay for more than twenty-four days in any one year."

Section 2. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

PROOF OF PUBLICATION

STATE OF ALABAMA
COUNTY OF CLEBURNE

Before me, the undersigned authority in and for said County in said State, this day personally appeared Jack R. Wood, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Publisher of the The Cleburne News, a newspaper of general circulation published in Cleburne County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on June 15, June 22, June 29, and July 6, all in the year 1967.

JACK R. WOOD,
Publisher.

Sworn to and subscribed before me August 10, 1967.

JIMMIE SUE TAYLOR,
Notary Public.

Also:

By Mr. Young:

H. 962. Relating to Randolph County; abolishing the court of county commissioners and creating in lieu thereof a board of revenue; providing for the election, terms, duties and compensation of the members and chairman of the board of revenue; and relieving the probate judge of certain duties in connection therewith.

With notice and proof thereto attached and herewith exhibited as follows:

A BILL
TO BE ENTITLED
AN ACT

STATE OF ALABAMA
COUNTY OF RANDOLPH

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passages and enactment will be made, to-wit:

Relating to Randolph County; abolishing the court of county commissioners and creating in lieu thereof a board of revenue; providing for the election, terms, duties and compensation of the members and chairman of the board of revenue; and relieving the probate judge of certain duties in connection therewith.

Be It Enacted by the Legislature of Alabama:

Section 1. The court of county commissioners of Randolph County as now constituted is hereby abolished, and there is created in lieu thereof a board of revenue in and for said county. The incumbent members of the court of county commissioners shall serve as members of the county board of revenue until the expiration of their terms and until successors are elected and qualified. Members of the board of revenue shall be elected in the same manner and for the same terms as members of the court of county commissioners are elected, and shal perform the same duties and receive the same compensation as said members of the court of county commissioners.

Section 2. Upon the effective date of this act, the judge of probate of Randolph County shall be relived of all duties as chairman of the board of revenue or other county governing body, and upon the establishment of the board of revenue members of said board shall elect by majority vote some qualified person to be chairman of the board and shall fix his term of office. Such person shall be knowledgeable in business affairs and shall be a resident and qualified elector of Randolph County. In case of a tie vote, the member of the House of Representatives of the Legislature of Alabama representing Randolph County, shall be authorized to decide which of the persons voted upon shall be elected chairman of the board. Said chairman shall perform all of the duties now required of the incumbent chairman of the court of county commisioners in connection with his duties as chairman. For the performance of such duties the chairman of the board of revenue shall receive one thousand dolars ($1,000) a year to be paid in equal quarterly payments out of any funds of the county available for such purpose.

Section 3. All laws or parts of laws which conflict with this act are repealed.

Section 4. The provisions of this act are severable. If any part of the act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 5. The provisions of this act shall become operative only if approved by a majority of the qualified electors of Randolph County, voting in a referendum to be held on the date of the first county-wide primary, general, or special election held after the passage of this act. The governing body of Randolph County shall order and provide for the holding of the referendum on such date. On the ballots to be used at the election, the question shall be stated substantially as follows: "Shall the provisions of Act No. ....of the 1967 Regular Session of the legislature, which abolished the court of county commissioners of Randolph County and creates in lieu thereof a board of revenue, be adopted? Yes ( ) No ( )." If a majority of the votes cast in the election are "Yes," the provisions of this act shall become effective on the first day of the first month next following the date of the referendum. If the majority are "No," this act shall have no effeit. The judge of probate of Randolph County shall certify the results of the election to the Secretary of State wihin 30 days after the returns thereof are canvassed.

PROOF OF PUBLICATION

STATE OF ALABAMA
COUNTY OF RANDOLPH

Before me, the undersigned authority in and for said County in said State, this day personally appeared R. T. Bailey, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Publisher of the The Randolph Press, a newspaper of general circulation published in Randolph County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 20, July 27, Aug. 3, and Aug. 10, all in the year 1967.

R. T. BAILEY.

Sworn to and subscribed before me August 15, 1967.

GROVER L. POOL,
Clerk, Circuit Court.

Also:

By Mr. Hain:

H. 967. To alter, re-arrange and extend the boundary lines and corporate limits of the City of Selma, Dallas County, so as to annex certain territory to the city.

With notice and proof thereto attached and herewith exhibited as follows:

LEGAL NOTICE

STATE OF ALABAMA
COUNTY OF DALLAS

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-kit:

A BILL
TO BE ENTITLED
AN ACT

To alter, re-arrange and extend the boundary lines and corporate limits of the City of Selma, Dallas County, so as to annex certain territory to the city.

Be It Enacted by the Legislature of Alabama:

SECTION 1. The boundary lines and corporate limits of the City of Selma, Dallas County, are hereby altered, rearranged and extended so as to include within the boundary lines and corporate limits of the city the following described territory which is contiguous to the city, lying and being in Dallas County, to-wit:

Commence at the intersection of the South Right of Way of U. S. Highway 80 with the East Line of the SE¼, Section 22, Township 17 North, Range 10 East; thence running N 83° 41′ W along the South Right of Way of U. S. Highway 80, 689.07 feet; thence N 83° 44′ W, 844.03 feet to the point of beginning. Thence from said point of beginning turn an angle to the left of 79 degrees 00 minutes and run South 17° 16′ West to the center line of the Felix Road; thence in a Northwesterly direction along the center line of the Felix Road to the intersection of the center line of the Felix Road and the South Right of Way of U. S. Highway 80; thence S 83° 44′ E along the South Right of Way of U. S. Highway 80, 1369.00 feet to the point of beginning.

SECTION 2. This Act shall become effective immediately upon its passage and approvoal by the governor, or upon its otherwise becoming a law.

PROOF OF PUBLICATION

STATE OF ALABAMA
COUNTY OF DALLAS

Before me, the undersigned authority in and for said County in said State, this day personally appeared Henry H. Lloyd, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Business Manager of the Selma Times Journal, a newspaper of general circulation published in Dallas County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 27, August 2, August 7, and August 14, all in the year 1967.

HENRY H. LLOYD.

Sworn to and subscribed before me 15th. day of August, 1967.

JOSEPHINE K. TIPTON,
Notary Public.

Also:

By Messrs. Wright, Owens (W. E.) and Malone:

H. 970. To amend Section 2 of Act No. 706, H. 1117, Regular Session 1965, which applies only to counties having populations of not less than 96,000 nor more than 106,000 according to the most recent federal decennial census; further regulating the compensation and allowances of deputies of the sheriff of all such counties.

Also:

By Messrs. Owens (W.E.), Malone and Wright:

H. 971. Relating to Etowah County; to provide for the appointment of the county superintendent of education; to prescribe the qualifications, duties, term of office, and compensation of such officer; and to repeal all conflicting laws.

With notice and proof thereto attached and herewith exhibited as follows:

NOTICE

The following to be introduced in regular session or the next special session of the legistlature.

Relating to Etowah County, to provide for the appointment of the county superintendent of education; to prescribe the qualifications, duties, term of office, and compensation of such officer; and to repeal all conflicting laws.

Be It Enacted by the Legislature of Alabama:

Section 1. The county board of education of Etowah County shall appoint the county superintendent of education, who shall take office on the first day of July next succeeding his appointment and shall serve for a term of four years and until his successor is appointed and qualified. If there be a vacancy in the office from any cause whatever, the county board of education shall fill such vacancy in the maner provided by the general laws of the State.

Section 2. The county superintendent of education of Etowah County shall be a person of good moral character, of recognized ability as a school administrator, with academic and professional education equivalent to graduation from a standard university or college, having a master's degree, must be eligible for an administrative certificate from the State of Alabama, and shall have had not less than three years of public school administration experience within the last five years prior to his appointment.

Section 3. The Etowah County superintendent of education shall perform and discharge all the duties prescribed by general law for the county superintendent of education, and any additional duties heretofore or hereafter prescribed by local law.

Section 4. The salary of the county superintendent of education shall be fixed by the county board of education at an amount deemed adequate and feasible, which shall be payable at the time and in the manner prescribed by the general laws of Alabama regulating the payment of compensation of county superintendents of deucation.

Section 5. The provisions of this Act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 6. All laws or parts of laws which conflict with this Act are hereby repealed.

Section 7. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

STATE OF ALABAMA
COUNTY OF ETOWAH

Before me, Walter Betz, a Notary Public, in and for said County, in said State, personally appeared I B Scruggs, who is known to me, and who, after being by me duly sworn, deposes and says under oath as follows:

That she is Adv. bookkeeper of The Gadsden Times, a Newspaper published in said County, in said State, and authorized under the laws of the State of Alabama to carry legal advertising;

That, as such employee, she has knowledge of the facts hereinafter stated, and that she is authorized by said, The Gadsden Times, to make this affidavit;

That there is glued to said a fidavit notice of the NOTICE, which notice was printed in The Gadsden Times in its regularly circulated editions on July 26, Aug 2-9, and 14 1967, and that the clipping glued to this affidavit constitutes an exact and true copy of said advertisement as it appear in The Gadsden Times on the dates shown above.

I. B. SCRUGGS.

Subscribed and sworn to by me on this, the 14 day of Aug, 1967.

WALTER BETZ,
Notary Public, Etowah County, Alabama.

Also:

By Mr. Owens (W):

H. 974. To alter, re-arrange and extend the boundaries and corporate limits of the municipality of Moundville in Hale County; annexing certain territory to said municipality.

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA
COUNTY OF HALE

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

To alter, re-arrange and extend the boundaries and corporate limits of the municipality of Moundville in Hale County; annexing certain territory to said municipality.

Be It Enacted by the Legislature of Alabama:

Section 1. The boundaries of the municipality of Moundville in Hale County are hereby altered, re-arranged and extended so as to embrace within the corporate limits of said municipality all the territory now lying within said limits, and in addition thereto, the following described lands lying and being in said county, to-wit: Parcel I. The Northeast Half of West Half of Northeast Quarter of Section 6, Township 23 North, Range 5 East, St. Stephens Meridian, in Hale County,

Alabama. Parcel II. Begin at the Northeast corner of Northwest Quarter of Southeast Quarter of Section 6, Township 23 North, Range 5 East, St. Stephens Meridian, run south along east boundary of said forty to its Southeast corner; run thence west along the south boundary of said Northwest Quarter of Southeast Quarter and along the south boundary of Northeast Quarter of Southwest Quarter of said Section 6 to its Southwest corner; run thence south along the east boundary of Southwest Quarter of Southwest Quarter of said Section 6 and the east boundary of West Half of Northwest Quarter of Section 7 to its southeast corner; run thence west along the south boundary of West Half of Northwest Quarter of Section 7 and continue west across the Range line and along the south boundary of Northeast Quarter of Section 12 to the north-south centerline of said Section 12; run thence north along the centerline of said Section 12 to the southwest corner of North Half of Northwest Quarter of Northeast Quarter of said Section 12; run thence east along the south boundary of North Half of Northwest Quarter of Northeast Quarter and south boundary of North Half of Northeast Quarter of Northeast Quarter of said Section 12 to the range line; run thence north along the east boundary of said Section 12 to its northeast corner, which point is in the center of State Highway No. 69; thence continue north along the centerline of said State Highway No. 69 to its intersection with the north boundary of North Half of Southwest Quarter of Section 6; and run thence east along the north boundary of North Half of Southwest Quarter and the north boundary of Northwest Quarter of Southeast Quarter of Section 6. The property described in parcel II is situated in Sections 6 and 7 of Township 23 North, Range 5 East, and in Section 12, Township 23 North, Range 4 East, St. Stephens Meridian, Hale County, Alabama.

Parcel III. Southwest Quarter of Northeast Quarter, East Half of Southwest Quarter, and the Southeast Quarter of Section 11; and West Half of Southwest Quarter of Section 12; all in Township 23 North, Range 4 East, St. Stephens Meridian, Hale County, Alabama.

Section 2. All laws or parts of laws which conflict with this Act are repealed.

Section 3. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming law.

PROOF OF PUBLICATION

STATE OF ALABAMA
COUNTY OF HALE

Before me, the undersigned authority in and for said County in said State, this day personally appeared Willie L. Arrington, who, being by me first duly sworn, deposes and says that during the times herein mentioned she was associate editor of The Greensboro Watchman, a newspaper of general circulation published in Hale County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 13, July 20, July 27, and Aug. 3, all in the year 1967.

WILLIE L. ARRINGTON.

Sworn to and subscribed before me 10th day of August, 1967.

S. W. H. WILLIAMS, JR.,
Notary Public.

Also:

By Mr. Fine:

H. 986. To authorize the Fayette County Board of Education to furnish certain supplies and services heretofore furnished by the Court of County Commissioners and relieving the Court of County Commissioners of the responsibility of furnishing such supplies and services.

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA
COUNTY OF FAYETTE

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

To authorize the Fayette County Board of Education to furnish certain supplies and services heretofore furnished by the Court of County Commissioners and relieving the Court of County Commissioners of the responsibility of furnishing such supplies and services.

Be It Enacted by the Legislature of Alabama:

Section 1. The County Board of Education of Fayette County, Alabama, hereby authorized to expand public school funds for office space, furniture, office equipment, supplies, stationery, postage, forms, telephone bills, janitor service, fuel lights and water required by the Office of the Superintendent of Education, of Fayette County, Alabama, and for the compensation of school census enumerators appointed by the County Board of Education of Fayette County, Alabama, to take the County School Census, as provided by law.

Section 2. The Court of County Commissioners of Fayette County, Alabama, is hereby relieved from furnishing any of the supplies or services enumerated in Section 1 of this Act to the County Board of Education of Fayette County, Alabama, or to the County Superintendent of Education of Fayette County, Alabama, provided, however, that the Court of County Commissioners of Fayette County, Alabama may furnish office space for the County Superintendent of Education, his assistants, and clerical staff.

Section 3. All laws or parts of law which conflict with this Act are repealed.

Section 4. The provisions of this Act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 5. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

STATE OF ALABAMA
COUNTY OF FAYETTE

Before me, a Notary Public, personally appeared Jack Black who being duly sworn, deposes to say that he is Publisher of The Fayette County Broadcaster and that the legal advertisement was published in

said newspaper on the following dates: July 20, 1967 July 27, 1967 Aug. 3, 1967 Aug. 10, 1967

JACK BLACK.

Sworn to and subscribed before me this 10 day of Aug., 1967.

In testimony whereof I have hereunto set my hand and seal.

MARILYN S. McEACHERN,
Notary Public.

Also:

By Mr. Fine:

H. 987. Relating to Fayette County: To provide further for the distribution of fines and forfeitures in certain cases.

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA
COUNTY OF FAYETTE

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

Relating to Fayette County: To provide further for the distribution of fines and forfeitures in vertain cases.

Be It Enacted by the Legislature of Alabama:

Section 1. One-half of all fines and forfeitures hereafter paid by persons convicted in courts of competent jurisdiction within Fayette County of violations of the rules of the road, or the laws of this State relating to or regulating traffic or the operation of motor vehicles upon the highways of this State, shall be paid into the fine and forfeiture fund of Fayette County, and the remainder shall be remitted by the proper authority to the State Treasurer, who shall credit the same to the proper fund in the State Treasury.

Section 2. All laws or parts of laws which conflict with this Act are repealed.

Section 3. This Act shall become effective immediately upon its passage and approval by the Govenor, or upon its otherwise becoming a law.

STATE OF ALABAMA
COUNTY OF FAYETTE

Before me, a Notary Public, personally appeared Jack Black who being duly sworn, deposes to say that he is Publisher of The Fayette County Broadcaster and that the legal advertisement was published in said newspaper on the following dates: July 20, 1967 July 27, 1967 Aug. 3, 1967 Aug. 10, 1967

JACK BLACK.

Sworn to and subscribed before me this 10 day of Aug., 1967

In testimony whereof I have hereunto set my hand and seal.

MARILYN S. McEACHERN,
Notary Public.

Also:

By Mr. Fine:

H. 988. To prescribe the salary and manner of payment of certain deputies sheriff in all counties having a population of not less than 13,900 nor more than 14,300 according to the 1960 or any subsequent federal decennial census.

Also:

By Mr. Fine:

H. 989. Relating to counties having populations of not less than 13,900 nor more than 14,300 according to the most recent federal decennial census, regulating the compensation of the county superintendents of education.

Also:

By Messrs. Pennington, Jones, Snodgrass, McLain and Laxson:

H. 991. To provide for public highways, streets, and bridges in Madison County; and to that end to require that the said county provide the services of a county engineer for its highway, street and bridge program and to make provisions for the distribution among the said county and the municipalities therein of (1) those portions of the net proceeds from the state gasoline excise tax that are allocated or apportioned to the said county by Sections 3 and 4 of Act No. 224 adopted at the special session of the Legislature of Alabama that convened on March 2, 1967, and (2) those portions of the net proceeds from the state motor vehicle license taxes and registration fees that are referred to in paragraphs (b) and (c) of Section 713 of Title 51 of the Code of Alabama of 1940, as amended, and that are provided in the said paragraphs to be paid or allocated to the said county and the municipalities therein.

With notice and proof thereto attached and herewith exhibited as follows:

LEGAL NOTICE

STATE OF ALABAMA
COUNTY OF MADISON

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

To provide for public highways, streets and bridges in Madison County; and to that end to require that the said county provide the services of a county engineer for its highway, street and bridge program and to make provisions for the distribution among the said county and the municipalities therein of (1) those portions of the net proceeds from the state gasoline excise tax that are allocated or apportioned to the said county by Sections 3 and 4 of Act No. 224 adopted at the special session of the Legislature of Alabama that convened on March 2, 1967, and (2) those portions of the net proceeds from the state motor vehicle license taxes and registration fees that are referred to in paragraphs (b) and (c) of Section 713 of Title 51 of the Code of Alabama of 1940, as amended, and that are provided in the said paragraphs to be paid or allocated to the said county and the municipalities therein.

Be It Enacted by the Legislature of Alabama:

Section 1. Definitions and Use of Phrases. The following words and phrases, wherever used in this act, shall have the respective meanings hereinafter ascribed to them.

"The county" means Madison County, Alabama.

"Federal census" means any decennial census and any special census made by or under the direction of the Bureau of the Census of the United States Department of Commerce, or by any other bureau or agency of the United States that may succeed to the functions of the said Bureau of the Census.

"Highway gasoline tax" means (a) the excise tax levied under Section 647 of Title 51 of the Code of Alabama of 1940, as amended, exclusive of those portions of the said tax in respect of aviation fuel and marine gasoline, as those terms are used in the said Section 647, and (b) the excise tax levied by Act No. 674 adopted at the 1961 Regular Session of the Legislature, as amended, exclusive of that portion of the said tax in respect to diesel fuel.

"Highway gasoline tax distribution act" means Act No. 224 adopted at the special session of the Legislature of Alabama that convened on March 2, 1967.

"License director" means the director of the license department of the county or other official of the county at any time designated by law to register motor vehicles, issue license places, and perform other duties in connection with motor vehicle licenses.

"Motor vehicle license taxes" means the license taxes and registration fees imposed by Article 8 of Chapter 20 of Title 51 of the Code of Alabama of 1940, as amended.

"Municipality" means a municipal corporation incorporated in the county under the laws of the state.

"Net proceeds of the motor vehicle license taxes" means the proceeds from the motor vehicle license taxes remaining after making the deductions provided for in clauses (a) and (b) of Section 712 of Title 51 of the Code of Alabama of 1940, as amended.

"Public Highway" means every highway, road, street, alley, lane, court, place, trail, drive, bridge, viaduct or trestle, located either within a municipality or in an unincorporated territory, and laid out or erected as such by the public or dedicated or abandoned to the public or intended for use by or for the public. The term 'public highway' shall apply to and include driveways upon the grounds of universities, colleges, schools and institutions, but shall not be deemed to include private driveways, private roads, or private places not intended for use by the public.

"The state" means the State of Alabama.

Section 2. Application of Act; Legislative Intent. This act shall apply to Madison County in the State of Alabama. It is the intention of the legislature by the passage of this act to provide for public highways, streets, and bridges in the county; and to accomplish that end, to require the services of a county engineer in the county and to provide for the distribution in the manner hereinafter specified of the tax proceeds allocated to or payable in the county pursuant to the provisions of either the highway gasoline tax distribution act or Section 713 of Title 51 of the Code of Alabama of 1940, as amended.

Section 3. Distribution of Those Portions of the Proceeds from the Highway Gasoline Tax Allocated to the County. All amounts allocated or apportioned during any month, pursuant to either of Sections 3 and 4 of the highway gasoline tax distribution act, to the county shall be disposed of as follows:

(1) The first $50,000 of the amounts so allocated or apportioned to the county that may be received during any month shall be distributed to the county; and

(2) The remaining portion, received each month, of the amount so allocated or apportioned to the county shall be divided among and distributed to the county and each municipality therein on the basis of the ratio of the population of the unincorporated territory in the county and of each municipality therein to the total population of the county, according to the then next preceding federal census; provided, that if the amount paid to the county pursuant to the foregoing clause (1) in this section should be less than $600,000 during any fiscal year commencing with the fiscal year ending September 30, 1968, then a deficiency (equal to the difference between $600,000 and the amount paid to the county during the said fiscal year pursuant to the said clause (1)) shall be deemed to exist in the payments to the county for that fiscal year and the entire remaining portion referred to in this clause (2) shall thereafter be distributed to the county, as collected and paid into the State Treasury, until such time as there shall have been paid to the county pursuant to this proviso (and subsequent to the fiscal year in which the county shall have received less than $600,000 pursuant to the said clause (1)) an amount equal to the aforesaid deficiency.

The State Treasurer shall make all distributions under this section to the county and to the municipalities therein. The distribution provided for in this section shall be made in lieu of the distribution in the county that is provided for in Section 5 of the highway gasoline tax distribution act.

Section 4. Distribution of Those Portions of the Proceeds from the Motor Vehicle License Taxes Allocated to the County. Those portions of the net proceeds from the motor vehicle license taxes referred to in paragraphs (b) and (c) of Section 713 of Title 51 of the Code of Alabama of 1940, as amended, that are provided in the said paragraphs to be paid or allocated to the county and the municipalities therein shall be distributed as follows:

(1) Twenty-one percent of the net proceeds of the motor vehicle license taxes paid in the county shall be distributed by the license director among the county and each municipality therein on the basis of the ratio of the population of the unincorporated territory in the county and of each municipality therein to the total population of the county, according to the then next preceding federal census; and

(2) That portion of the net proceeds from the motor vehicle license taxes that shall be apportioned to the county by the State Treasurer pursuant to the first sentence of paragraph (c) of the said Section 713, as amended, shall be distributed by the State Treasurer among the county and each municipality therein on the basis of the ratio of the population of the unincorporated territory in the county and of each municipality therein to the total population of the county, according to the then next preceding federal cesus.

The distribution provided for in the foregoing paragraph (1) of this section shall be in lieu of the distribution in the county that is provided for in paragraph (b) of the said Section 713, as amended; and the distribution provided for in the foregoing paragraph (2) of this section shall be in lieu of the distribution in the county provided for in the second sentence of paragraph (c) of the said Section 713, as amended.

Section 5. Distribution to Municipalities Incorporated in the County after September 30, 1967. Any municipality incorporated in the county after September 30, 1967, shall not participate in the distribution provided for in this act until the fiscal year next succeeding the fiscal year during which it is incorporated, and each such municipality shall for the purpose of any computation under paragraph (2) of Section 3 of this act or under either of paragraphs (1) and (2) of Section 4 of this act, be deemed throughout the fiscal year during which it is incorporated to constitute unincorporated territory in the county. The population of any municipality incorporated subsequent to the taking of the then next preceding federal census shall be deemed, until the effective date of the then next succeeding federal census, to be the population shown by the census for that municipality taken pursuant to the requirements of Section 13, of Title 37 of the Code of Alabama of 1940, as amended.

Section 6. Effective Date of Census. For the purpose of this act, each federal census shall be deemed to be effective on the first day of October next following the publication of the results of any such census or, if no such publication is made, then on the first day of October next following the official report of such census.

Section 7. Use of Tax Proceeds Distributed Under This Act. All tax proceeds paid to the county pursuant to the provisions of this act shall be used by the county only for the construction, reconstruction, maintenance, widening, alteration and improvement of public highways, as is now or may hereafter be provided by law, including payment of the principal of and interest on any securities at any time issued by the county pursuant to law for payment of which all or any of the proceeds from the highway gasoline tax were or may be lawfully pledged, and such use may also be for the purpose and subject to the provisions contained in Act No. 838 adopted at the 1953 Regular Session of the Legislature; provided, that no part of the said tax proceeds shall be expended contrary to the provisions of the Constitution of the state.

All tax proceeds paid to any municipality pursuant to the provisions of this act shall be used by such municipality only for the construction, reconstruction, maintenance, widening, alteration and improvement of public roads, bridges, streets, and other public ways including payment of the principal of and interest on any securities at any time issued by the municipality pursuant to law for the payment of which any part of the said proceeds were or may be lawfully pledged; provided, that no part of the said tax proceeds shall be expended contrary to the provisions of the Constitution of the state.

Before any distribution is made to a municipality of the amounts to be distributed to it under the provisions of paragraph (2) of Section 3 of this act, there shall be presented by the applicable municipality to the highway department a plan or plans for the use of the moneys so allocated to such municipality, and the highway department shall make such payment upon requisition by the municipality of moneys for the project with respect to which such plans are so presented to it. The highway department may offer the services and advice of its engineers and other employees with respect to the said plans when requested to do so by the municipality, but shall not have the right to refuse to pay any such requisition by the municipality so long as the project with respect to which the said plans are presented shall embrace only those purposes set out in the second paragraph of this section. Any funds allocated to a municipality by this act which shall not be requisitioned for withdrawal by such municipality pursuant to the provisions of this paragraph within two years after allocation shall thereupon be paid to the county. Any plan or plans presented pursuant to the provisions of this paragraph may include work commenced prior to the effective date of this act if such work is still in progress on the date of the adoption of this act.

Section 8. County Engineer Required. The county shall provide the services of a county engineer to supervise the county's program of construction and maintenance of public highways, streets and bridges.

Section 9. Effective Date of Act. This act shall become effective October 1, 1967.

PROOF OF PUBLICATION

STATE OF ALABAMA
COUNTY OF MADISON

Before me, the undersigned authority in and for said County in said State, this day personally appeared John Wright, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was General Manager of the Huntsville News, a newspaper of general circulation published in Madison County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 27, Aug 3, Aug 10, and Aug 14, all in the year 1967.

JOHN WRIGHT.

Sworn to and subscribed before me 14th Aug, 1967.

RUTH C. HIGDON,
Notary Public.

My Commission Expires 1/7/68

Also:

By Messrs. Ellis, Bowers, Merrill, Gafford, Crane, Gloor, Jackson (T), Money, Dobbs, Yeilding, Waggoner, and Dill:

H. 740. Relating to crimes and offenses involving motor vehicles; making it a felony for a person to throw or shoot a deadly or dangerous missile into an occupied motor vehicle and prescribing the punishment therefor.

Also:

By Messrs. Harris, Hobbie, Cameron, Springer and McElhaney:

H. 582. To create a special fund in the state treasury for deposit of certain gifts or cash donations made to the state department of archives and history and to designate it the "Memorial Fund—Department of Archives and History"; to authorize and regulate the use and expenditure of such fund; and to designate gifts payable to such funds as gifts to the State of Alabama for income tax purposes.

Also:

By Messrs. Malone, Wright and Owens (W. E.):

H. 972. To provide additional and alternate methods of annexation of certain territory to municipalities in counties in the State of Alabama having a population of not less than ninety-six thousand (96,000) nor more than one hundred six thousand (106,000) inhabitants according to the last or any subsequent Federal Census.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

The House Bills, the titles of which are set out in the foregoing Message from the House, were severally read one time and referred to appropriate Standing Committees, as follows:

H. B.'s 956, 957, 961, 962, 967, 970, 971, 974, 986, 988, 989, 991 and 972. To the Committee on Local Legislation No. 1

H. B. 987. To the Committee on Finance and Taxation

H. B. 740. To the Committee on Judiciary

H. B. 582. To the Committee on Public Buildings and Grounds

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House Bills and ordered same sent forthwith to the Senate without engrossment:

By Mr. Berryman (R):

H. 842. To amend Act No. 103, H. 115, of the 1966 Special Session (Acts, Special Session 1966, p. 136) so as to increase the amount of the public school funds which may be expended by the Board of Education of Lawrence County for erecting, equipping and landscaping an administration building.

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA
COUNTY OF LAWRENCE

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

To amend Act No. 103, H. 115, of the 1966 Special Session (Acts, Special Session 1966, p. 136) so as to increase the amount of the public school funds which may be expended by the Board of Education of Lawrence County for erecting, equipping and landscaping an administration building.

Be It Enacted by the Legislature of Alabama:

Section 1. Section 1 of Act No. 103, H. 115, of the 1966 Special Session (Acts, Special Session 1966, p. 136), which authorizes the Board of Education of Lawrence County to expend certain public school funds for erecting, equipping and landscaping an administration building, is hereby amended to read as follows:

"Section 1. The County Board of Education of Lawrence County, Alabama, is hereby authorized to construct, on any site owned by said board, or on any site set aside or held in trust for the use of the public schools of Lawrence County, Alabama, and to equip and furnish an administration building for offices, conference rooms, vaults, and storage, at a cost not exceeding $110,000 altogether; and to that end, said board of education may use and spend a part of the proceeds of local tax levies, or such other public school funds of Lawrence County, Alabama, as it may specifically set apart for that purpose."

Section 2. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

PROOF OF PUBLICATION

STATE OF ALABAMA

COUNTY OF LAWRENCE

Before me, the undersigned authority in and for said County in said State, this day personally appeared Arthur F. Slaton, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was publisher of the Moulton Advertiser, a newspaper of general circulation published in Lawrence County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 6, July 13, July 20, and July 27, all in the year 1967.

ARTHUR F. SLATON.

Sworn to and subscribed before me August 2, 1967.

LERUTH G. SLATON,
Notary Public 4-15-70.

Also:

By Messrs. McCorquodale and Agee:

H. 874. To fix the compensation of the members of the county board of education in all counties having populations of not less than 25,700 nor more than 25,900.

Also:

By Messrs. McCorquodale and Agee:

H. 875. To regulate the compensation of jurors in counties having populations of not less than 25,700 nor more than 25,900.

Also:

By Mr. Headley:

H. 896. Relating to Chilton County; regulating the compensation and allowances of members of the county board of education.

With notice and proof thereto attached and herewith exhibited as follows:

LEGAL NOTICE

STATE OF ALABAMA
COUNTY OF CHILTON

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

Relating to Chilton County; regulating the compensation and allowances of members of the county board of education.

Be It Enacted by the Legislature of Alabama:

Section 1. The members of the Chilton County Board of Education shall each receive a salary of $100 a month, which salary shall be his entire compensation for the performance of the duties of his office; however, he shall also be allowed hotel and traveling expenses authorized by general law while attending meetings of the board.

Section 2. All laws or parts of laws which conflict with this Act are repealed.

Section 3. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

PROOF OF PUBLICATION

STATE OF ALABAMA
COUNTY OF CHILTON

Before me, the undersigned authority in and for said County in said State, this day personally appeared Bobby Tucker, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Owner of the Chilton County News, a newspaper of general circulation published in Chilton County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 14, July 21, July 28, and August 3, all in the year 1967.

BOB TUCKER.

Sworn to and subscribed before me August 3, 1967.

PLUMA B. MUNCY,
Notary Public.

Also:

By Messrs. Springer, Hobbie, Harris, McElhaney and Cameron:

H. 901. Relating to Montgomery County; making further provisions regarding the use of that portion of the Proceeds from the State Gasoline Excise Tax that may be paid to Montgomery County pursuant to the provisions of Section 5(b) of Act No. 224 adopted at the special session of the Legislature of Alabama that convened on March 2, 1967; and providing for part of the said proceeds to be distributed, following their receipt by the county, to the City of Montgomery and any other municipal corporation or municipal corporations hereafter existing in the said county.

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA
COUNTY OF MONTGOMERY

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage annd enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

Relating to Montgomery County; making further provisions regarding the use of that portion of the Proceeds from the State Gasoline Excise

Tax that may be paid to Montgomery County pursuant to the provisions of Section 5 (b) of Act No. 224 adopted at the special session of the Legislature of Alabama that convened on March 2, 1967; and providing for part of the said proceeds to be distributed, following their receipt by the county, to the City of Montgomery and any other municipal corporation or municipal corporations hereafter existing in the said county.

Be It Enacted by the Legislature of Alabama:

Section 1. Application of Act. This act shall apply only to Montgomery County.

Section 2. Definitions. The following words and phrases, wherever used in this act, shall have the respective meanings hereinafter ascribed to them.

"The county" means Montgomery County in the State of Alabama.

"Highway gasoline tax" means (a) the excise tax levied under Section 647 of Title 51 of the Code of Alabama of 1940, as amended, exclusive of those portions of the said tax in respect of aviation fuel and marine gasoline, as those terms are used in the said Section 647, and (b) the excise tax levied by Act No. 674 adopted at the 1961 Regular Session of the Legislature, as amended, exclusive of that portion of the said tax in respect of diesel fuel.

"Highway gasoline tax distribution act" means Act No. 224 adopted at the special session of the Legislature of Alabama that convened on March 2, 1967.

"Clerk" means the clerk of the Montgomery County Board of Revenue or other officer that may at any time be charged by law with the duty of receiving and disbursing funds of the county.

"Municipalities in the county" means the City of Montgomery and each municipal corporation that may hereafter be incorporated in the county.

Section 3. Distribution Among the Municipalities in the County of a Portion of the Highway Gasoline Tax Paid to the County Pursuant to Section 5(b) of the Highway Gasoline Tax Distribution Act. Within three days after receipt by the clerk of each remittance to the County pursuant to the provisions of clause (b) in the first paragraph of Section 5 of the highway gasoline tax distribution act, the clerk shall pay over to and distribute among the municipalities in the county forty-four and forty-four one hundredths per centum (44.44%) of the amount so received by the clerk. The amount so paid over to and distributed among the municipalities in the county shall be apportioned among the said municipalities by the clerk on the basis of the ratio of the population of each such municipality to the total population of all municipalities in the county according to the then next preceding federal decennial census.

Section 4. Distribution to Municipalities Incorporated after September 30, 1967, in The County. Any municipality that may be incorporated in the county after September 30, 1967, shall not participate in the distribution provided for in this act until the fiscal year next succeeding the fiscal year during which it is incorporated. The population of any municipality incorporated in the county subsequent to the taking of the then next preceding federal decennial census shall be deemed, until the effective date of the then next succeeding federal decennial census, to be the population shown by the census for that municipality taken pursuant to the requirements of Section 13 of Title 37 of the Code of Alabama of 1940.

Section 5. Effective Date of Census. For the purposes of this act, each federal decennial census shall be deemed to be effective on the first day of October next following the publication of the results of such decennial census.

Section 6. Use of Tax Proceeds Distributed to Municipalities Under This Act. All tax procees that may be paid to any municipality pursuant to the provisions of this act shall be used by such municipality only for the construction, reconstruction, maintenance, widening, alteration and improvement of roads, bridges, streets, and other public ways, including payment of the principal of and interest on any securities at any time issued by that municipality, pursuant to general law, for the payment of which any part of the said proceeds were or may be lawfully pledged; provided, that no part of the said tax proceeds shall be expended contrary to the provisions of the Constitution of Alabama.

Section 7. Effective Date of Act. This act shall become effective October 1, 1967.

PROOF OF PUBLICATION

STATE OF ALABAMA
COUNTY OF MONTGOMERY

Before me, the undersigned authority in and for said County in said State, this day personally appeared Guyton Parks, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was General Manager of the Advertiser Company (Pub. Alabama Journal), a newspaper of general circulation published in Montgomery County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 13, July 20, July 27 and August 3, all in the year 1967.

GUYTON PARKS.

Sworn to and subscribed before me August 3, 1967.

RUTH E. MOORE,
Notary Public.

Also:

By Messrs. Smith (P) and Bolton:

H. 905. To repeal Act No. 322, S. 398, Regular Session 1951 (Acts 1950-1951, v. 1, p. 613) entitled "An Act to abolish the office of Deputy Circuit Solicitor and County Solicitor for Talladega County, Alabama, and to require the Circuit Solicitor of any judicial circuit embracing only Talladega County to represent the State of Alabama and Talladega County in all ways required of the County Solicitor by law.

With notice and proof thereto attached and herewith exhibited as follows:

LEGAL NOTICE

STATE OF ALABAMA
COUNTY OF TALLADEGA

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

To repeal Act. No. 322, S. 398, Regular Session 1951 (Acts 1950-1951, v. 1, p. 613) entitled "An Act to abolish the office of Deputy Circuit Solicitor and County Solicitor for Talladega County, Alabama, and to re- Circuit embracing only Talladega County to represent the State of Alabama and Talladega County in all ways required of the County Solicitor by law."

Be It Enacted by the Legislature of Alabama:

Section 1. Act No. 322, S. 398, Regular Session 1951 (Acts 1950-1951, v. 1, p. 613) entitled "An Act to abolish the office of Deputy Circuit Solicitor and County Solicitor for Talladega County, Alabama, and to require the Circuit Solicitor of any Judicial Circuit embracing only Talladega County to represent the State of Alabama and Talladega County in all ways required of the County Solicitor by law," is hereby expressly repealed.

Section 2. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

PROOF OF PUBLICATION

STATE OF ALABAMA
COUNTY OF TALLADEGA

Before me, the undersigned authority in and for said County in said State, this day personally appeared Elizabeth N. Hornady, who, being by me first duly sworn, deposes and says that during the times herein mentioned she was Clerk of the Daily Home, a newspaper of general circulation published in Talladega County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 18, July 24, July 31, and August 7, all in the year 1967.

ELIZABETH N. HORNADY.

Sworn to and subscribed before me August 7, 1967.

FAYE F. BISHOP,
Notary Public.

Also:

By Messrs. Owen (Baldwin) and Brannan:

H. 917. To change the method of compensating certain officers of Baldwin County, placing such officers on a salary basis, and providing for the operation of their offices on such basis.

With notice and proof thereto attached and herewith exhibited as follows:

A BILL
TO BE ENTITLED
AN ACT

STATE OF ALABAMA
COUNTY OF BALDWIN

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

To change the method of compensating certain officers of Baldwin County, placing such officers on a salary basis, and providing for the operation of their offices on such basis.

Be It Enacted by the Legislature of Alabama:

Section 1. The following officers of Baldwin County shall be entitled to receive annual salaries in lieu of any fees, commissions, percentages, and allownances, except as herein otherwise provided: The tax assessor shall receive an annual salary of $12,000; the tax collector shall receive an annual salary of $12,000.

Section 2. The court of county commissioners, board of revenue, or other like governing body of Baldwin County, shall provide compensation for clerks, deputies, assistants, and secretaries for the offices enumerated in this Act in such number as may be reasonably necessary for the efficient conduct of their respective offices. Each of the officers numerated in Section 1 of this Act shall select, discharge, and fix the salaries of his subordinates. However, the maximum allowances for clerk-hire and salaries for assistants for each of such officers shall be as follows: For the tax collector, the sum of $11,500 per annum; for the tax assessor, the sum of $20,000 per annum.

In addition, the tax assessor and the tax collector shall each be entitled to ten cents per mile for each mile traveled on their annual visits to precincts in October and November of each year as provided by law.

Total salary and clerk-hire and pay for assistants shall not exceed the total amount paid under the present fee system.

Section 3: The fees, commissions percentages, allowances, and charges heretofore collectible for the use of either of the officers named in Section 1 shall be collected hereafter for the use of the county and shall be paid into the general fund of the county. The compensation of such officers, and of their clerks, deputies, secretaries, and other assistants shall be paid in equal monthly installments from the general funds of the county.

Section 4. The court of county commissioners, board of revenue, or other like governing body of Baldwin County shall provide the tax collector and the tax assessor with the books, stationery, office equipment, supplies, postage, and other conveniences necessary for the proper and efficient conduct of the affairs of their respective offices.

Section 5. The provisions of this Act are severable. If any part of of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 6. All laws or parts of laws which conflict with this Act are hereby repealed.

Section 7. This Act shall take effect on October 1, 1967.

AFFIDAVIT OF PUBLICATION

STATE OF ALABAMA
COUNTY OF BALDWIN

J. H. Faulkner, being duly sworn, deposes and says that he is the Editor of The Baldwin Times, a Weekly Newspaper published at Bay Minette, Baldwin County, Alabama; that the notice hereto attached of A Bill to be Entitled an Act Salaries of Certain County Officials was published in said newspaper for 4 consecutive weeks in the following

issues: Date of 1st publication July 20, 1967 Date of 2nd publication July 27, 1967 Date of 3rd publication August 3, 1967 Date of 4th publication August 10, 1967

Subscribed and sworn before the undersigned this 10 day of Aug., 1967.

DOROTHY MARTIN,
Notary Public, Baldwin County.

J. H. FAULKNER,
Editor.

Also:

By Messrs. Neville and Paulk:

H. 918. To provide additional compensation for the official court reporter of the third judicial circuit.

Also:

By Mr. Paulk:

H. 919. To authorize the establishment of branch banks in counties having a population of not less than 26,000 nor more than 27,000.

Also:

By Mr. Mays:

H. 920. To alter, rearrange and extend the boundary lines and corporate limits of the city of Atmore in Escambia County.

With notice and proof thereto attached and herewith exhibited as follows:

LEGAL NOTICE

STATE OF ALABAMA
COUNTY OF ESCAMBIA

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

To alter, rearrange and extend the boundary lines and corporate limits of the city of Atmore in Escambia County.

Be It Enacted by the Legislature of Alabama:

Section 1. The boundary lines and corporate limits of the city of Atmore in Escambia County are hereby altered rearranged and extended so as to include within the corporate limits of the city, in addition to the area now embraced within such corporate limits of the city, a tract of land more particularly described as follows:

Beginning at the intersection of the south right of way line of the Louisville and Nashville Railroad and the existing western corporate line of the City of Atmore, said corporate line being the east line of the West Half of the Northeast Quarter (W½ of NE¼) of Section

Twenty-five (25), Township One (1) North, Range Five (5) East; thence in a Westerly direction along said South right of way line 1659.35 feet, more or less; thence with an angle to the right 91 deg. 40'40", northerly 1639.22 feet, more or less, to a point in Section Twenty-four (24), Township One (1) North, Range Five (5) East; thence in a easterly direction and parallel with the south line of said section Twenty-four (24) a distance of 1233.93 feet, more or less; thence with an angle to the left of 1 deg. 38'20", 110 feet, more or less; thence with an angle to the left of 90 deg., 208.71 feet; thence wtih an angle to the right 90 deg., 208.71 feet; thence with an angle to the right of 90 deg., 280.71 feet; thence with an angle to the left of 90 deg., 106.23 feet, more or less, to said existing western corporate line of the City of Atmore; thence southerly along said western corporate line 1597.22 feet, more or less, to the point of beginning, containing 62.45 acres, more or less.

Section 2. This act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

PROOF OF PUBLICATION

STATE OF ALABAMA
COUNTY OF ESCAMBIA

Before me, the undersigned authority in and for said County in said State, this day personally appeared E. R. Morrissette, Jr., who, being by me first duly sworn, deposes and says that during the times herein mentioned he was publisher of the Atmore Advance, a newspaper of general circulation published in Atmore, Escambia County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 20, July 27, Aug. 3, and Aug. 10, all in the year 1967.

E. R. MORRISSETTE, JR.

Sworn to and subscribed before me August 10, 1967.

MOLLY A. NORRIS,
Notary Public.

My Commission Expires Jan. 19, 1971.

Also:

By Messrs. Stembridge and Crawford:

H. 921. To amend Section 5 of Act No. 163, H. 765 approved July 23, 1965, an Act entitled "To amend Section 5 of Act No. 11, S. 88, approved May 30, 1957 (Acts 1957, v. I, p. 35), an Act entitled 'To provide deputies, clerks, and other assistants for certain officers of Houston County, to regulate their compensation and provide for the payment thereof, and to repeal conflicting laws,' so as to further regulate the salaries of certain deputies of the sheriff." So as to provide additional compensation for certain deputies of the sheriff.

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA
COUNTY OF HOUSTON

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enacement will be made, to-writ:

A BILL
TO BE ENTITLED
AN ACT

To amend Section 5 of Act. No. 163, H. 765 approved July 23, 1965, an Act entitled "To amend Section 5 of Act No. 11, S. 88, approved May 30, 1957 (Acts 1957, v. I. p. 35), an Act entitled "To provide deputies, clerks, and other assistants for certain officers of Houston County, to regulate their compensation and provide for the payment thereof, and to repeal conflicting laws,' so as to further regulate the salaries of certain deputies of the sheriff." So as to provide additional compensation for certain deputies of the sheriff.

SECTION I: Section 5 of Act No. 163, H.765 approved July 23, 1965, an Act entitled "To amend Section 5 of Act No. 11, S. 88, approved May 30, 1957 (Acts, v. I. p. 35), an Act entitled 'To provide deputies, clerks, and other assistants for certain officers of Houston County, to regulate their compensation and provide for the payment thereof, and to repeal conflicting laws,' so as to further regulate the salaries of certain deputies of the sheriff," is amended to read as follows:

"SECTION FIVE. The Sheriff of Houston County is hereby authorized and empowered to appoint one Chief Deputy whose salary shall be $4860.00 per annum; seven additional deputies each of whom shall be entitled to a salary of $4200.00 per annum; one bookkeeper deputy, whose salary shall be $3600.00 per annum; one clerk whose salary shall be $3600.00 per annum; three deputies who shall also serve as jailers and each of whom shall be entitled to a salary of $3540.00 per annum."

SECTION II: This Act shall become effective immediately upon its passage and approval by the Governor or upon, or upon its otherwise becoming a law.

PROOF OF PUBLICATION

STATE OF ALABAMA
COUNTY OF HOUSTON

Before me, the undersigned authority in and for said County in said State, this day personally appeared Wallace Miller who being by me first duly sworn, deposes and says that during the times herein mentioned he was Advertising Director of the Dothan Eagle, a newspaper of general circulation published in Houston County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 19, 26, August 2, 9, 1967.

WALLACE MILLER.

Sworn to and subscribed before me this 10th day of August, 1967.

EUGENE McCLINTIC,
Notary Public.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

The House Bills, the titles of which are set out in the foregoing Message from the House, were severally read one time and referred to appropriate Standing Committee, as follows:

H. B.'s 842, 874, 875, 896, 901, 905, 917, 918, 919, 920 and 921. To the Committee on Local Legislation No. 1

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House Bills and ordered same sent forthwith to the Senate without engrossment:

By Messrs. Stembridge and Crawford:

H. 922. Relating to law enforcement in Houston County; fixing the fee for the issuance of pistol permits; providing for the deposit of such fees in the general fund and in a fund to be designated the Sheriff's Fund and providing for the use of the money deposited in the Sheriff's Fund.

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA
COUNTY OF HOUSTON

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made to-wit:

A BILL
TO BE ENTITLED
AN ACT

Relating to law enforcement in Houston County; fixing the fee for the issuance of pistol permits; providing for the deposit of such fees in the general fund and in a fund to be designated the Sheriff's Fund and providing for the use of the money deposited in the Sheriff's Fund.

SECTION I: In Houston County the fee for issuance of a permit to carry a pistol in a vehicle or concealled on or about the person as is provided in Code of Alabaam 1940, Title 14, Section 177, shall be $5.00 which shall be collected by the Sheriff.

SECTION II: One-half of the monies collected under Section I. of this Act shall be deposited by the Sheriff of Houston County, Alabama, in any bank located in Houston County in a fund known as the Sheriff's Fund.

SECTION III: One-half of the monies collected under Section I of this Act shall be paid into the General Fund of Houston County, Alabama.

SECTION IV: The Sheriff's fund as provided in Section II. of this Act shall be drawn upon by the Sheriff of Houston County or his appointed agent and shall be used exclusively for law enforcement purposes and in the discharge of the Sheriff's office as he sees fit.

SECTION V: The establishment of the Sheriff's Fund as provided in this Act and the use of such funds shall in no way diminish or take the place of any other imbursement or other source of income established for the Sheriff or the operation of his office.

SECTION VI. Should any work, phrase, clause, section or part of this Act be held to be unconstitutional by any Court of competent jurisdiction, it shall not affect the remainder of this Act.

Section VII: All laws or parts of laws which conflict with this Act are repealed.

Section VIII: This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

PROOF OF PUBLICATION

STATE OF ALABAMA
COUNTY OF HOUSTON

Before me, the undersigned authority in and for said County in said State, this day personally appeared Wallace Miller who being by me first duly sworn, deposes and says that during the times herein mentioned he was Advertising Director of the Dothan Eagle, a newspaper of general circulation published in Houston County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 19, 26, August 2, 9, 1967.

WALLACE MILLER.

Sworn to and subscribed before me this 10th day of August, 1967.

EUGENE McCLINTIC,
Notary Public.

Also:

By Mr. Fine:

H. 931. To provide further for the selection of textbooks and instructional materials for use in the public schools of Lamar County.

With notice and proof thereto attached and herewith exhibited as follows:

A BILL
TO BE ENTITLED
AN ACT

To provide further for the selection of textbooks and instructional materials for use in the public schools of Lamar County.

Be It Enacted by the Legislature of Alabama:

Section 1. In Lamar County the county board of education, upon the recommendation of the county superintendent of education, may select and adopt for use in the tax-supported elementary and high schools in the county textbooks and instructional materials other than the textbooks and materials on the state-adopted list. Whenever textbooks and instructional materials are substituted for the state-approved or state-adopted books and materials, such books or materials shall be used by the teachers in the public schools in teaching any course or courses for which a substitution has been made. Provided, however, the county board of education shall not substitute books or texts or materials for the state-approved or state-adopted textbooks and materials, if such substitution would cause the county board of education to be unable to furnish free textbooks to all students in the system through the twelfth grade.

Section 2. The provisions of Act No. 412, S. 261, Regular Session 1945 (General Acts 1945, p. 647), and of Act No. 22, H. 40, Special Session 1965 (Acts 1965, p. 288), which are inconsistent with this Act are superseded by this Act.

Section 3. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

PROOF OF PUBLICATION

STATE OF ALABAMA
COUNTY OF LAMAR

Before me, Nellie Ruth Taggart a Notary Public in an for said County, personally appeared Jack Hankins Publisher of The Lamar Democrat, a newspaper published in said County, who, being by me first duly sworn, states that the attached notice was published once a week for 4 consecutive weeks in said paper in issues dated as follows: July 20, 1967 July 27, 1967 August 3, 1967 August 10, 1967

JACK HANKINS,
Publisher.

Subscribed and sworn to before me, this the 10th day of August, 1967

NELLIE RUTH TAGGART,
Notary Public.

My Commission Expires 8-27-69

Also:

By Messrs. Turnham, Higginbotham and Brassell:

H. 932. To amend further Act No. 242, H. 678, Regular Session 1949, relating to the court of common pleas of Lee County, so as to make further provisions respecting allowances for expenses of the judge and deputy district attorney and for operation of the juvenile division of said court.

With notice and proof thereto attached and herewith exhibited as follows:

LEGAL ADVERTISEMENTS

STATE OF ALABAMA
COUNTY OF LEE

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

To amend further Act. No. 242, H. 678, Regular Session 1949, relating to the court of common pleas of Lee County, so as to make further provisions respecting allowances for expenses of the judge and deputy district attorney and for operation of the juvenile division of said court.

Be It Enacted by the Legislature of Alabama:

Section 1. Section 3 of Act No. 242, H. 678, Regular Session 1949, an act creating and establishing the court of common pleas of Lee County (Acts 1949, p. 361), as amended is hereby further amended so as to read as follows:

3. Judge. (a) A judge of the court herein established shall be elected by the qualified electors of the county at the general election of 1950, and from every four years thereafter. His term shall be for four years from the first Monday after the second Tuesday in January next succeeding his election, and until his successor is elected and qualified.

(b) The judge shall, before entering upon the discharge of the duties of office, take the oath prescribed by Section 279 of the Constitution. He may be removed from office for any cause enumerated in Section 173 of the Constitution, in the manner provided by law. No person shall be eligible for the office of judge unless he is, at the time of his appointment or election, a qualified elector of Lee County, learned in the law, and licensed to practice law in this State. Neither the judge nor his partner shall practice law in any criminal case in any court in Lee County, nor shall his partner appear as counsel in any civil case in the Court of Common Pleas, but they may appear as counsel in civil cases in any court except the Court of Common Pleas, and the judge shall be subject to the same penalties and obligations as circuit judges. Any vacancy occurring in the office of judge shall be filled by appointment as provided in Section 158 of the Constitution.

(c) The judge shall receive an annual salary of three thousand six hundred dollars ($3,600), payable out of the general fund of the county in equal monthly installments.

(d) The judge shall have authority to: (1) grant writs of certiorari, supersedeas, quo warranto, mandamus, habeas corpus, and all other remedial and original writs which are granted by the circuit judges; (2) grant writs of injunction and ne exeat returnable to a court of proper jurisdiction; (3) administer oaths and take acknowledgments; (4) issue search warrants; (5) exercise such other powers, jurisdiction, or authority as may be conferred by law upon circuit judges, judges of juvenile and county courts, and justices of the peace, including that of magistrates on preliminary examinations.

(e) The judge shall keep an office within the county and the county governing body may provide such office in the county courthouse. His office shall be suitably furnished, equipped and provided at the expense of the county with such office supplies and stationery, stamps, furniture, fixtures, and other materials as may be necessary for the transaction of the business of the court. The judge shall also be allowed the sum of $300 per month to aid in the payment of clerk-hire or secretarial assistance, and the further sum of $125 a month to defray expenses incurred in the operations of the juvenile court division. Such allowances shall be payable from the general funds of the county at the end of each month.

(f) In the event the judge is disqualified or unable to act, a special judge shall be appointed as provided in Section 160 of the Constitution and Section 124 of Title 13 of the 1940 Code.

Section 2. Section 8 of said Act No. 242 of 1949 is hereby amended so as to read as follows:

8. Criminal Prosecutions. (a) Prosecutions may be commenced in such courts upon the sworn complaint made to the judge of the court, who shall issue a warrant of arrest if he is reasonably satisfied that the offense has been committed and that there is reasonable cause to believe that the accused is guilty, or upon sworn complaint made as prescribed by Code of Alabama 1940, Title 13, Section 327, the case shall be docketed for trial, and the trial shall be held and conducted as trials after indictments. The clerk shall keep a record of all complaints made and all warrants issued. If the original complaint or warrant is lost, mislaid, or destroyed, a certified copy of the record shall be sufficient for the arraignment and trial of the accused. original copy of the record shall be sufficient for the arraignment and trial of the accused.

(b) All warrants issued in Lee County for misdemeanors for violation of the rules of the road and other misdemeanors defined or provided for in Code of Alabama 1940, Title 36, shall be returnable to the Court

of Common Pleas and shall be there tried. Except as to the trial tax herein provided, the court costs in such cases shall be the same as in the courts of justices of the peace.

(c) Solicitor. The present deputy solicitor in Lee County shall be the solicitor of the Court of Common Pleas of Lee County, and without additional compensation shall attend all sessions of said court and do and perform all duties of a solicitor therein, and in addition shall attend and represent the state at all preliminary hearings therein, and shall do and perform all duties required of a deputy solicitor by Code of Alabama 1940, Title 13, Section 256. The board of revenue, court of county commissioners, or other like governing body of Lee County shall provide such solicitor an allowance of $200 per month for clerk-hire and secretarial assistance. Such allowance shall be paid out of the general funds of the county at the end of each month.

Section 3. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

PROOF OF PUBLICATION

STATE OF ALABAMA
COUNTY OF LEE

Before me, the undersigned authority in and for said County in said State, this day personally appeared W. C. Wear, Jr., who, being by me first duly sworn, deposes and says that during the times herein mentioned he was co-publisher of the Opelika Daily News, a newspaper of general circulation published in Opelika, Lee County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 20, July 27, August 3, and August 10, all in the year 1967.

W. C. WEAR, JR.

Sworn to and subscribed before me August 10, 1967.

C. S. WHITTELSEY,
Notary Public,
State of Alabama, at Large.

Also:

By Messrs. Doss and Slate:

H. 939. Relating to Morgan County; amending Section 16 of Act No. 129, S. 97, Regular Session 1939 (Local Acts 1939, p. 70), as amended, which created the Morgan County Board of Revenue and Control; providing for the filling of vacancies occurring on the board by the remaining members of the board.

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA
COUNTY OF MORGAN

Notice is hereby given that a Bill substantially as follows will be introduced in the Legislature of Alabama, and application for its passage and enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

Relating to Morgan County; amending Section 16 of Act No. 129, S. 97, Regular Session 1939 (Local Acts 1939, p. 70), as amended, which created the Morgan County Board of Revenue and Control; providing for the filling of vacancies occurring on the board by the remaining members of the board.

Be It Enacted by the Legislature of Alabama:

Section 1. Section 16 of Act No. 129, S. 97, Regular Session 1939 (Local Acts 1939, p. 70), as amended, which created the Morgan County Board of Revenue and Control, is hereby amended to read as follows:

Section 16. Any vacancy in the office of member of the Board from either of the four districts of the county or in the office of the Chairman of the Board shall be filled by appointment of the remaining members of the Board for the unexpired term. During any vacancy in the office of Chairman of the Board the Chairman pro tem shall perform the duties of said office."

Section 2. All laws or parts of laws which conflict with this Act are repealed.

Section 3. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

PROOF OF PUBLICATION

STATE OF ALABAMA
COUNTY OF MORGAN

Before me, the undersigned authority in and for said County in said State, this day personally appeared B. C. Shelton, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Publisher of the The Decatur Daily, a newspaper of general circulation published in Morgan County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 10, July 17, July 24, and July 31, all in the year 1967.

B. C. SHELTON.

Sworn to and subscribed before me August 2nd, 1967.

R. H. JEROME,
Notary Public.

Also:

By Messrs. Dobbs and Shumate:

H. 941. To alter, rearrange and extend the boundary lines and corporate limits of the town of Sumiton in Walker County.

With notice and proof thereto attached and herewith exhibited as follows:

A BILL
TO BE ENTITLED
AN ACT

To alter, rearrange and extend the boundary lines and corporate limits of the town of Sumiton in Walker County.

Be It Enacted by the Legislature of Alabama:

Section 1. The boundary lines and corporate limits of the town of Sumiton in Walker County are hereby altered, rearranged and extended so as to include within the corporate limits of the town, in addition to the area now embraced within such corporate limits of the town, a tract of land more particularly described as follows:

Commence at the S. W. corner of SW ¼ of SW ¼ of Section 34, T 14 S, R 5 W, for the point of beginning, thence East along South boundary of said forty ¼ mile; thence North along East boundary of said forty ¼ mile; thence West along North boundary of said forty ¼ mile to N.W. corner of SW ¼ of SW ¼ of Sec. 34, T. 14 S, R 5 W; thence West along North boundary of SE ¼ of SE ¼ of Sec. 33, T 14 S, R 5 W, ¼ mile; thence South along West boundary of said forty ¼ mile to S. W. corner of the forty; thence West along North boundary of NW¼ of NE ¼, Sec. 4 T 14 S, R 5 W, ¼ mile to the N.W. corner of said forty; thence South ½ mile to S.W. corner of the SW ¼ of NE ¼ of said Sec. 4; thence East ¼ mile to the S.E. corner of SE ¼ of NE ¼ of said Sec. 4; thence North along East boundary of Sec. 4, T 14 S, R 5 W, ½ mile to the point of beginning.

Section 2. This act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

PROOF OF PUBLICATION

STATE OF ALABAMA
COUNTY OF WALKER

Before me, the undersigned authority in and for said County in said State, this day personally appeared Carmon A. Parsons, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Publisher of the Daily Mountain Eagle, a newspaper of general circulation published in Walker County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 17, 1967, July 24, 1967, July 31, 1967, and Aug. 7, 1967, all in the year 1967.

CARMON A. PARSONS.

Sworn to and subscribed before me Aug. 8, 1967.

R. W. BOTELER, JR.,
Notary Public.

Also:

By Mr. Berryman (R):

H. 942. Relating to counties having populations of not less than 22,500 nor more than 24,550 according to the most recent federal decennial census, whose roads and bridges are constructed, maintained and repaired by the state highway department; forbidding the judge of probate of any such county to remit to the state highway department moneys collected by him from that part of the motor vehicle and trailer

license taxes allocated to the county; to require such judges of probate to deposit such moneys in a special fund in the county treasury; and to prescribe the use thereof.

Also:

By Messrs. Berryman (W) and Graham:

H. 943. Relating to counties having populations of not less than 21,900 nor more than 22,300 according to the most recent federal decennial census, whose roads and bridges are constructed, maintained and repaired by the state highway department; authorizing and providing for the deduction and withholding by the judge of probate of any such county of a prescribed amount of the first moneys accruing from that part of the motor vehicle and trailer license taxes allocated to the county when such judge remits such taxes to the state highway department; and to prescribe the use of the amount so deducted.

Also:

By Messrs. Slate and Doss:

H. 946. To provide expense allowances for the judges of the circuit court of the Eighth Judicial Circuit of Alabama.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

The House Bills, the titles of which are set out in the foregoing Message from the House, were severally read one time and referred to appropriate Standing Committee, as follows:

H. B.'s 922, 931, 932, 939, 941, 942, 943, and 946. To the Committee on Local Legislation No. 1

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House Bills and ordered same sent forthwith to the Senate without engrossment:

By Messrs. House, Sessions, Ellis, Adwell, Kilgore, Cook (Jefferson), Jackson (T), Money, Dill, Crane, Watkins and Bowers:

H. 929. To amend further Section 2 of Act No. 695, H. 1072, Regular Session 1951, an act relating to the registration and purgation of voters in counties having populations of 400,000 or more (Acts 1950-1951, v. 2, p. 1198).

Also:

By Messrs. Eilis, Waggoner, Jackson (T), Money, Watkins, Sessions, Dill, Yeilding, Meeks, Gloor, Cherner and Bowers:

H. 930. Relating to counties having populations of 600,000 or more, according to the most recent federal decennial census: To authorize the county governing body of any such county to adopt, amend and provide for the enforcement of certain building codes, which shall apply in certain parts of such counties; to prescribe the manner of adopting such codes; and to prescribe penalties for violations of such codes.

Also:

By Messrs. Collins (C), Hogan, Edington, Collins (W) and Grayson:

H. 947. To provide further for funds for the maintenance and operation of a county health department under direction of a county health officer in all counties having populations of not less than 300,000 nor more than 500,000, according to the most recent federal decennial census.

Also:

By Messrs. Collins (C), Edington, Collins (W) and Grayson:

H. 948. To provide further for funds for the maintenance and operation of a county health department under direction of a county health officer in all counties having populations of not less than 300,000 nor more than 500,000, according to the most recent federal decennial census; requiring contributions by incorporated municipalities in such counties.

Also:

By Mr. Grayson:

H. 994. To authorize the governing body of any county of the state having a population of not less than 300,000 nor more than 500,000, according to the last or any subsequent federal census, to levy a business or privilege tax upon any business, vocation, occupation, calling or profession for which a license or privilege tax is not required for either the State of Alabama or the county by the laws of the State of Alabama.

Also:

By Mr. Grayson:

H. 937. An Act to provide for a retirement pension for certain elected public officials of any municipality having a population of not less than 200,000 nor more than 500,000 according to the most recent Federal Decennial Census; to prescribe the eligibility requirements for such pension and the amount, method, and source of payment thereof.

Also:

By Messrs. Hogan, Edington, Smith (C), Perloff, Downing, Marr and Grayson:

H. 996. To provide retirement allowances for certain elected officials of Mobile County and of incorporated municipalities therein; providing for contributions by elected officials from the salaries paid them as public officials; providing for certain payment in event of disability; providing for approval of a majority of the voters in the respective political subdivisions before the provisions of this act can become operative as to any such subdivision.

With notice and proof thereto attached and herewith exhibited as follows:

LEGAL NOTICE

STATE OF ALABAMA
COUNTY OF MOBILE

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

To provide retirement allowances for certain elected officials of Mobile County and of incorporated municipalities therein; providing for contributions by elected officials from the salaries paid them as public officials; providing for certain payment in event of disability; providing for approval of a majority of the voters the respective political subdivisions before the provisions of this act can become operative as to any such subdivision.

Be It Enacted by the Legislature of Alabama:

Section 1. As used in this act, the term "elected official" shall include mayors and members of the boards of commissioners and city and town councils of every incorporated municipality in Mobile County and shall also include the following officials of Mobile County: members of the County Commission, tax assessor, tax collector, treasurer, commissioner of license, judge of probate, judge of the Court of General Sessions, circuit clerk and sheriff. It shall not include any other elective positions in Mobile County. The term "covered office" shall include any one or more of the offices filled by elected officials.

Section 2. Each elected official who serves in a covered office or combination thereof for the number of years hereinafter set forth and who from the time the provisions of this act become operative as to him, contributes to the governmental unit which he serves, for the purpose of such retirement benefits, an amount equal to four (4%) per cent of the annual salary of the covered office in which he serves, shall be entitled to, and shall be paid, upon termination of his service and attainment of the age specified in Section 4 hereof, a retirement allowance based upon his average annual compensation for his ten highest-paid years while in covered office. The schedule of allowances shall be as follows:

(a) For completion of sixteen years' service in a covered office or combination thereof 40%

(b) For completion of eighteen years' service in a covered office or combination thereof 45%

(c) For completion of twenty years' or more service in a covered office or combination thereof 50%

Section 3. The contributions of such official provided for in Section 2 hereof shall be deducted from the salary of such official on each pay day in equal installments and paid into the general fund of the governmental unit which such official serves and with respect to elected officials in office at the time the provisions of this act become operative, shall commence beginning with the first month next following the date when the provisions of this act become operative as to them. Subsequently-elected officials, in order to be thus eligible, shall commence contributions upon taking office.

Section 4. Eligibility for the retirement benefits provided for in Section 2 above shall start when the person entitled thereto attains his 62nd birthday, if male, or her 60th birthday, if female. However, retirement benefits shall start for an eligible official earlier in the event of total and permanent disability of such official. Total and permanent disability means a physical or mental condition of an eligible official resulting from a bodily injury or disability or mental disorder which renders him incapable of engaging in an occupation or performing any work for profit, which disability shall be certified by one physician selected by

participant and one physician selected by the governing body of the political subdivision or subdivisions responsible for payment of the retirement benefit. If the physicians thus selected cannot agree, they shall select a third physician and the decision of the majority of the three shall be controlling. Provided further, that nothing contained in this act shall be construed to entitle a participant to a retirement benefit who has not served an aggregate minimum of sixteen (16) years in one or more of the elective offices as above defined, nor to entitle any participant to a retirement benefit while he is still in a covered office.

Section 5. The retirement benefits provided by this act shall be paid from the general funds of the governmental unit or units which paid the salary of the official during covered office. In the event that any entitled participant shall have served as an elected official of more than one such governmental unit within the county, each such governmental unit shall pay to the entitled participant its pro rata share of the total benefits to which he is entitled. The pro rata share to be paid by such governmental unit shall be determined as follows: The aggregate salary earned by the participant throughout his entire service in covered office with each governmental unit shall be ascertained; the proportion that these respective sums bear, separately, to the total salary earned by the participant while serving in covered office with all of the governmental units shall represent the proportion of the retirement benefit, as calculated pursuant to Section 2 hereof, which shall be paid by each governmental unit served by the participant. The governing body or bodies of the obligated governmental units shall order the payments provided in this act paid from their respective general funds, with the annual benefit to be paid in equal monthly installments not later than the tenth day of each month following the month for which the allowance is due.

Section 6. Nothing contained in this act shall be construed as making participation through contributions by elected officials as mandatory, but any such official who does not participate by contribution shall not be entitled to the retirement benefits provided by this act. Any elected official who commences contributions but who does not serve a total of at least sixteen (16) years as herein provided shall, upon his retirement or other separation from office, be entitled, or in the event of his death his personal representative shall be entitled, to a refund of the total amount of money, without interest, thus contributed by such elected official during his service, upon making verified claim therefor to the governing body or bodies of the affected governmental unit or units. In the event that any elected official begins to draw the retirement allowance to which he shall be entitled by the terms of this act and dies before withdrawing an amount equal to the total amount contributed by him during his covered service, the personal representative of such elected official shall be entitled to a refund of the remaining portion of the total amount so contributed by that elected official, without interest, upon making verified claim therefor to the governing body or bodies of the affected governmental unit or units. Any elected official who fails to make the contributions herein provided shall not thereafter be allowed to pay past accrued contributions in order to avail himself of the benefits afforded by this act.

Section 7. The provisions of this act are severable. If any part of the act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Secion 8. The provisions of this act shall become operative as to elected officials holding countywide office only when approved by a majority of the qualified electors of the county voting in a referendum held for that purpose, and as to elected municipal officials, only when approved by a majority of the qualified electors of the affected municipality voting in a referendum held for that purpose. The first referendum

for the county and all municipalities therein shall be held on the same day as the first countywide primary, general, or special election held in the county after the passage of this act. The county commission of Mobile County shall order and provide for holding the referendum on such date. Subsequent elections on the question may be ordered and provided for by the governing body of the county or any municipality at intervals of not less than one year if the county or such municipality fails to approve the act. Any election held hereunder shall be governed by the laws applicable to general elections held in Mobile County.

Section 9. All laws or parts of laws which conflict with this act are hereby repealed.

E E Koch being sworn, says that he is Office Manager of the Mobile Press and The Mobile Register, daily newspapers printed and published in the City and County of Mobile, State of Alabama: and the attached notice appeared in the issue of The Mobile Register Jul 19, 26, Aug 2, 9, 1967

E. E. KOCH.

Sworn to and subscribed before me this 9 day of August 1967

W. F. EGAN,
Notary Public.

Also:

By Messrs. Meeks, Adwell, Bowers, Waggoner, Holman, Weeks, Money, Jackson (T), Gloor, Ellis, House, Sessions, Dill and Yeilding:

H. 980. Relating to annexations and mergers of two or more municipalities in Jefferson County, Alabama, accomplished pursuant to a merger agreement; providing that there shall be established a planning commission for an absorbed area where the agreement of annexation and merger makes provision therefor; providing for the powers and duties of such commission; providing for the territorial jurisdiction of such commission; providing that such commission shall by one or more ordinances adopt an area plan or parts thereof for the physical development of the area within its territorial jurisdiction; setting forth the purposes of such area plan; providing the procedures for the adoption, publication and recordation of such area plan or part thereof and the procedure for adoption and publication of other ordinances of such commission; providing for the appointment and the powers and duties of an administrative officer; providing the procedure and conditions respecting the issuance of permits and tentative permits for the undertaking of certain objectives which are subject to zoning jurisdiction of such commission; providing for the appointment of the members of a board of zoning adjustment and the powers and duties of such board; providing for appeals and the incidents of appeals to such board from decisions of the administrative officer; providing for enforcement of this Act and any area plan or other ordinance adopted pursuant hereto and for remedies in the event of violation; exempting such commission, board, administrative officer and their employees from legal liability for any of their actions taken or decisions made in the performance of official duties or in the exercise of powers conferred on them by this Act; providing the procedure for taking appeals from decisions of such board; providing for the scope of judicial review on appeal from decisions of such board; setting forth the obligations of the governing body of the continuing municipality with respect to such commission and board; providing for the reimbursement of members and employees of the said board and commission for expenses incurred by them in connection with the exercise of their functions hereunder; providing for the amount of the fees, charges and other revenues of

such commission and board and providing that such fees, charges and other revenues shall be remitted to the continuing municipality; providing that the continuing municipality shall not undertake, without a permit, any objective as herein defined which is subject to zoning jurisdiction of such commission; providing that the continuing municipality shall not approve any application for a liquor license for any establishment within the territorial jurisdiction of the commission without prior approval thereof by the commission; providing the procedure for abolition of such commission; providing the procedure for elections held pursuant to the provisions of this Act; providing for reservations of mapped streets for future public acquisition and for compensation for such reservations; providing for appeals from compensation awards for such reservations of mapped streets; providing for the effective date of this Act.

Also:

By Messrs. Meeks, Bowers, Waggoner, Holman, Weeks, Money, Jackson (T), Gloor, Adwell, Ellis, House, Sessions, Dill, and Yeilding:

H. 981. To implement the Amendment to the Constitution of Alabama proposed at the 1967 Regular Session of the Legislature of Alabama pertaining to the merger of the City of Birmingham and the City of Mountain Brook and matters relating thereto, to provide for the continuation of the Mountain Brook School District following such merger as a separate and independent school district and the continuation of the City Board of Education of the City of Mountain Brook as a separate and independent board of education in the said district; to designate the existing members of the said board as members thereof and their terms of office, and to provide for the methods of appointment and election of their successors in office and their terms of office; to specify the territorial jurisdiction of said district and to provide methods of enlarging and diminishing the same; to provide that the laws in effect immediately prior to the effective date of the merger and relating or applicable to the said district and the said board and the members, officers and employees of said board shall, with certain exceptions, continue applicable thereto; to confer additional powers on the said district and board, including but without limitation the power of the said board to call, hold and canvass elections on the question of the issuance of general obligation bonds and to issue such bonds when authorized at an election; to provide for the issuance of refunding bonds without the necessity of authorization at such election; to provide for an ad valorem tax in said district for public school purposes in said district; to provide that the maximum authorized rate of the said ad valorem tax for public school purposes may be increased or decreased when the said increase or decrease is authorized at an election; to provide for an additional special ad valorem tax in said district when necessary to pay the principal of and interest on such bonds; to provide for the levy by the governing body of Jefferson County, and for the collection by the tax collector of said county, of all such taxes; to confer on the said board the power to institute and conduct judicial proceedings respecting the matters referred to in this act, and in the merger agreement pertaining to the annexation and merger of the City of Mountain Brook into the City of Birmingham insofar as the said agreement relates to the said district and the said board, or either of them; to provide the method of abolition of the said district and dissolution of said board; to provide for the contest of any election held under this act and appeals therefrom; to provide for the arrangement of the boundaries of the voting precincts and for the location of the voting places in said district; and to provide for the effective date of this act.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

The House Bills, the titles of which are set out in the foregoing Message from the House, were severally read one time and referred to appropriate Standing Committees, as follows:

H. B.'s 929, 930, 980 and 981. To the Committee on Local Legislation No. 2

H. B.'s 947, 948, 994, 937 and 996. To the Committee on Local Legislation No. 1

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House Bills and ordered same sent forthwith to the Senate without engrossment:

By Messrs. Snodgrass, Jones, McLain, Pennington and Laxson:

H. 933. To provide an expense allowance for the judge of the county court in all counties having populations of not less than 170,000 nor more than 300,000 according to the last or any succeeding federal census and to provide for an effective date and an expiration date for the operation of such Act.

Also:

By Mr. Bolton:

H. 860. To apply only in counties having populations of not less than 65,000 nor more than 95,000; providing additional expense allowances for certain officers of such counties payable from the county treasury.

Also:

By Messrs. Snodgrass, Jones, McLain, Pennington and Laxson:

H. 934. To fix the compensation of the judge of the county court in any county having a population of not less than 170,000 nor more than 300,000 according to the last or any succeeding federal census.

Also:

By Messrs. Snodgrass, Jones, McLain, Pennington and Laxson:

H. 935. To regulate further the costs and fees in the county courts of all counties having populations of not less than 170,000 nor more than 300,000 according to the last or any subsequent federal census.

Also:

By Messrs. Adwell, Meeks, Ellis, Sessions, Kilgore, Cook (Jefferson), Jackson (T), Money, Watkins, Dill, Crane, Yeilding and Bowers:

H. 923. To authorize the governing body of any county of the State having a population of 500,000 or more, according to the last or any subsequent Federal census, to adopt a building code or ordinances designed to prevent fire and to protect the people of the county from the loss of property and the loss of life consequent to fires, which building code or ordinances shall apply only in the unincorporated area of the county; to provide that the violation of any such building code or ordinance shall constitute a misdemeanor unless there is established, now or hereafter, a county recorder's court having jurisdiction to try

a case involving the violation of such code or ordinance; to provide, if there is any such county recorder's court, the provision which makes the violation of such code or ordinance a misdemeanor shall not apply, and that, in that event, the recorder shall impose upon any person convicted of violating such code or ordinance such punishment as the said recorder is authorized by law to impose upon a person convicted of violating a county ordinance; to authorize such governing body to enforce such building code or ordinances by providing a penalty for the violation thereof; and to repeal all laws or parts of laws in conflict with this Act.

Also:

By Messrs. Cherner, Meeks, Ellis, Sessions, Adwell, Kilgore, Cook (Jefferson), Gafford, Jackson (T), Money, Watkins, Dill, Crane, Yeilding and Bowers:

H. 924. To apply only in counties having populations of not less than 600,000 according to the most recent federal decennial census, making an appropriation from the public road, bridge and building funds in the county treasury for general county purposes.

Also:

By Messrs. Meeks, Ellis, Sessions, Adwell, Kilgore, Cook (Jefferson), Jackson (T), Money, Watkins, Dill, Crane, Yeilding and Bowers:

H. 925. To further amend Act No. 497 of the Regular Session of the Legislature of Alabama of 1965, approved August 20, 1965, (Ala. Acts, 1965, p. 717 et seq.), which Act establishes a pension system for officers and employees of Jefferson County, Alabama.

With notice and proof thereto attached and herewith exhibited as follows:

LEGAL NOTICE

Notice is hereby given that at the present Regular Session of the Legislature of Alabama of 1967, which is now in session, application will be made for the adoption of the law contained in the following bill:

A BILL
TO BE ENTITLED
AN ACT

To further amend Act No. 497 of the Regular Session of the Legislature of Alabama of 1965, approved August 20, 1965, (Ala. Acts, 1965, p. 717 et seq.)

Be It Enacted by the Legislature of Alabama:

Section 1. It is hereby provided that Section 1 of Act No. 497 of the Regular Session of the Legislature of Alabama of 1965, approved August 20, 1965, (Ala. Acts, 1965, p 717 et seq.) is amended so as to read as follows:

Section 1. Definitions: In this Act words used in the masculine gender shall include the feminine and neuter gender and words used in the neuter gender shall include the masculine and feminine genders. The following words, terms and phrases wherever used in this Act, shall have the meaning respectively ascribed to them in this Section unless the context plainly indicates a contrary meaning. (a) the term "the system" shall mean The General Retirement System for Employees of Jefferson County established by this Act. (b) The term "the previous

retirement systems" shall include the retirement systems established by Act No. 551 of the Legislature of Alabama of 1953, (Ala. Acts 1953, pages 766 et seq.), as amended, or by Act No. 843 of the Legislature of Alabama of 1961, (Ala. Acts, 1961, pages 1250 et seq.), as amended. (c) The word "Board" shall mean the Pension Board provided for in this Act to administer the retirement system. (d) the word "County" shall mean Jefferson County. (e) the word "employee" shall mean any person employed by the County at a wage or salary payable at regular intervals, including those in the classified service and those not in the classified service according to any civil service system in operation in said County; and provided, further, that a person shall be deemed to have been an employee of the County during all the period he served as an employee of a License Inspector prior to the time a retirement system became operative in the County not exceeding twenty (20) years whether such service was under the State of Alabama or under the County; and a person shall be deemed to have been, or to be, an employee of the County while he was serving, or while he shall serve, as the Solicitor of the Court of Juvenile and Domestic Relations of the County, the Solicitor of the Jefferson County Criminal Court or as a deputy appointed by the Circuit Solicitor serving in the County; and a person shall be deemed to have been, or to be, an employee of the County while he was serving, or while he shall serve, as an employee of the Cooperative Extension Service of the State of Alabama, provided he was receiving or shall be receiving monthly compensation from the County for service performed by him as such employee; and any person elected or appointed to a job or position with or for the County, whose compensation was paid, or shall be paid, in whole or in part, by said County, shall be deemed to have been, or to be, an employee of the County while occupying such job or position; provided, however, that the word "employee" shall not include any person who is appointed or elected as a member of any board or commission of the County the service on which board or commission does not require full time service for the County or the members of which said board or commission receive no compensation except for meetings attended by them. (f) The term "officer" shall include any person occupying a County office in said County which is created by an Act of Legislature of Alabama, or is provided for by the Constitution of Alabama, and which requires regular fulltime service for said County, and the Circuit Solicitor serving in the County. (g) The word "member" shall include any person who is a member of the system provided for by this Act. (h) The term "paid membership time" shall include the time during which a member made, or shall have made, contributions to the fund of the system or to the fund of either of the previous retirement systems; provided, however, that if a member, on account of the termination of his service or for any other reason, withdraws contributions made by him to any pension fund, the period during which the contributions so withdrawn were made shall be considered as unpaid membership time, unless it is converted to paid membership time as hereinafter provided. Paid membership time shall include any unpaid membership time, as defined in subsection (i) of this Section which the member has converted into paid membership time by paying in to the fund of the system the amount he is required by this Act to pay thereto in order to convert unpaid membership time to paid membership time. Paid membership time shall also include service while one was on authorized military leave of absence from the County, provided, however, the County shall have paid into the fund an amount equal to twice the contributions which the one so absent would have made to the fund if he had not been absent on such leave and if his wages or salary had continued to be the same as he had been earning at the time of his leave. (i) The term "unpaid membership time" shall include the period during which a member has served, or shall have served, with the County and during which he has not made, or shall not have made, contributions to the fund of the system or to the fund of either of the

previous retirement systems. The term "unpaid membership time" shall also include the time during which a person has been, or shall have been in the service of any municipality, governmental agency, or subdivision, provided that at the time said person served with such municipality, governmental agency, or subdivision it was subject to the countywide civil service law in effect in the County. Provided, however, that unpaid Membership time shall not include any unpaid membership time after the same has been converted to paid membership time. (j) the term "eight hundred dollar proviso" shall mean the provisions contained in Section 9 of this Act which accord any person who is a member of the system on the effective date of this Act the option to subject to the salary deductions provided for in said Section 9 all salary earned by him from the County not exceeding eight hundred ($800.00) dollars per month, including salary earned by him prior to exercising such option. (k) Subject to the limitations and conditions hereinafter specified in this subsection (k) the term "basic average salary" shall mean the average of the monthly salary paid to the member by the County over that period of sixty (60) consecutive months of his paid paid membership time during which his average monthly salary was higher than any other period of sixty (60) consecutive months of his paid membership time. In determining a member's basic average salary, only that part of his average salary which was, or shall be, subject to deductions for pension purposes under the provisions of Section 9 of this Act shall be considered; provided, however, that if a member elects under the provisions of Section 9 to make the eight hundred dollar proviso apply retroactively to any period of his service, then for the purpose of determining his basic average salary he shall be deemed to have received during that period to which his said election retroactively applies all salary actually paid him not exceeding salary at the rate of eight hundred dollars ($800.00) per month. The salary received by a member during his unpaid membership time shall be considered in determining his basic average salary only to the extent that his unpaid membership time has been converted into paid membership time under the provisions of Section 9 of this Act. Separate periods of paid membership time may be tacked and considered as consecutive within the meaning of this subsection (k) if the member does not have in his favor any paid membership time between the periods so tacked.

Section 2. Section 9 of Act 497 of the Regular Session of the Legislature of Alabama of 1965, approved August 20, 1965, (Ala. Acts, 1965, p 717 et seq.), as heretofore amended, is hereby further amended so as to read as follows:

Section 9. Method of Financing. (a) Salary Deductions. Every member of the system shall pay to the retirement fund contributions in the form of salary deductions as hereinafter provided, withheld from the monthly salary paid him by the County. Upon a person becoming a member of the system subsequent to September 2, 1966, all the salary paid to him by the County shall be subject to the said deductions in the amount of six percent (6%) of his salary. Upon a person becoming a member of the system subsequent to the effective date of this Act and subsequent to September 2, 1966, all the salary paid to him by the County not exceeding salary at a rate of eight hundred dollars ($800.00) per month shall be subject to the said deductions of six percent (6%) of his monthly salary, unless, within the time and in the manner hereinafter prescribed, he elects to become subject to the total salary proviso in accordance with the provisions of subsection (d) of this Section 9, in which event all of his salary shall become subject to said deductions of six percent (6%) in accordance with said subsection (d). If a person belongs to the system on the effective date of this Act, then no part of his salary in excess of four hundred dollars ($400.00) per month shall be subject to the said deductions unless, within the time and in the manner hereinafter prescribed, he elects to become subject to the eight hundred

dollar ($800.00) proviso, in accordance with the provisions of subsection (c) of this Section 9, in which event all of the salary not exceeding eight hundred dollars ($800.00) per month shall become subject to said deductions of six percent (6%) of his monthly salary paid to him by the County, in accordance with said subsection (c) of this Section 9; provided, further, that if within the time and in the manner hereinafter provided he elects to become subject to the total salary proviso in accordance with the provisions of subsection (d) of this Section 9, all of his salary shall become subject to the said deductions of six percent (6%), in accordance with said subsection (d). The County governing body is hereby directed to cause such deductions to be made each payroll period; and the aggregate amounts so deducted from the salaries covered by said payrolls shall be paid over to the Treasurer of the system. All such payments for salary deductions shall be deposited in the retirement fund hereby created. (b) County Contributions. (1) Each payroll period an amount equvalent to that deducted from the members' salaries shall be contributed by the County and shall be paid into the retirement fund of the County. (2) If any member, either before or after the effective date of this Act, shall have left the service of the County for the purpose of entering the service of the Armed Forces of the United States, and shall have been granted a military leave of absence for such purpose under the laws, rules and regulations governing the employees of the County, and shall not have been dishonorably discharged from such Armed Forces and shall have been reinstated to the service of the County within ninety days after his separation from such Armed Forces, then the County shall promptly pay into the fund an amount equal to twice the contributions which the employee would have made if he had not been absent on such leave, and if his salary had continued to be the same as he was earning at the time of the commencement of his leave, provided, however, that no part of such payment by the County shall be refundable to the employee under any provisions herein for the return of employee contributions. (c) Any person who is a member of the system on the effective date of this Act may elect, within the time and in the manner hereinafter stated, to make all of his salary not exceeding eight hundred dollars ($800.00) per month, including salary theretofore received by him, subject to the salary deductions provided for in this Section 9, or provided by the Acts governing the previous retirement systems. The provision of this subsection (c) according a member such option shall be known as the "eight hundred dollar" proviso. If a member elects to become subject to the eight hundred dollar proviso, within the time and in the manner hereinafter provided, then all of his salary not exceeding eight hundred dollars ($800.00) per month shall be subject to the said deductions at the rate of six percent (6%) of his monthly salary commencing on the first day of the calendar month next succeeding the month in which he exercises said option. The eight hundred dollar ($800.00) proviso shall not apply retroactively to the salary earned by him prior to his exercising said option, unless he expressly elects that the eight hundred dollar proviso shall have retroactive application; and then the eight hundred dollar proviso shall have retroactive application to only such period of time as the member elects. In order to make such election, the member shall state on a form furnished by the Pension Board, or by the Secretary of said Board, that he elects to become subject to the eight hundred dollar proviso; and if he elects to make the said eight hundred dollar proviso apply retroactively, he shall state the period for or during which the said proviso shall have retroactive application. If he elects to make the eight hundred dollar proviso apply retroactively to only a part of his prior service, then he shall subject to the retroactive effect of the eight hundred dollar proviso that period of his previous service during which his average monthly salary was higher than, or as high as, his average monthly salary during any other period of his previous service of the same duration as the period selected by him to be subject to the said eight hundred dollar

proviso. Such election, both as to the future and retroactive application of the eight hundred dollar proviso, may be made at any time within six (6) months from the date on which this Act becomes effective. The election once made, shall be irrevocable. For the purpose of deductions from salary of a member who elects to make the eight hundred dollar proviso apply retroactively to any period of his service he shall be deemed to earn, or to have earned during all of the period for which he elects to make the eight hundred dollar proviso apply retroactively, salary at his actual rate of salary, but in no event, in excess of eight hundred dollars ($800.00) per month. (d) The term "total salary proviso" shall mean the provisions contained in this subsection (d) of Section 9 of the Act which accord any person who is a member of the system on the effective date of this subsection (d) the option to subject to the salary deductions provided for in this Section 9 all salary earned by him from the County, including salary earned by him prior to exercising such option.

Any person who is a member of the system on September 2, 1966, may elect, within the time and in the manner hereinafter stated, to make all of his salary, including salary theretofore received by him subject to the salary deductions provided for in this Section 9 or provided for by Acts governing the previous retirement systems. If a member elects to become subject to the total salary proviso, within the time and in the manner hereinafter provided, then all of his salary paid to him by the County shall be subject to said deductions at the rate of six percent (6%) of his monthly salary commencing on the first day of the calendar month next succeeding the month in which he exercises said option. The total salary proviso shall not apply retroactively to the salary earned by him prior to his exercising said option unless he expressly elects that the total salary proviso shall have retroactive application; and the total salary proviso shall have retroactive application only for such period of time as the member elects. In order to make such election, the member shall state, on a form furnished by the Pension Board or by the Secretary of said Board, that he elects to become subject to the total salary proviso; and if he elects to make the total salary proviso apply retroactively, he shall state the period for or during which the said proviso shall have retroactive application. If he elects to make the total salary proviso apply retroactively, on a part of his prior service, then he shall subject to the retroactive effect of the total salary proviso that period of his previous service during which his average monthly salary was higher than, or as high as, his average monthly salary during any other period of his previous service of the same duration as the period selected by him to be subject to the said total salary proviso. Such election, both as to the future and retroactive application of the total salary proviso may be made at any time within six (6) months from September 2, 1966. The election once made shall be irrevocable. For the purpose of deductions from salary of a member who elects to make the total salary proviso apply retroactively to any period of his service he shall be deemed to earn, or to have earned during all of the period for which he elects to make the total salary proviso apply retroactively, salary at his actual rate of salary. (e) In the event a person leaves the service of the County and thereafter re-enters the service, upon his returning to the system his salary in excess of that amount of his salary which was subject to the said deductions at the time he left the service of the County shall not be subject to deductions. (f) The term "deficiency of deductions" as used in this subsection (f) refers to a member's liability to the pension fund established by this Act resulting from his election to make the eight hundred dollar proviso or the total salary proviso apply retroactively as to him. If the member elects to make the eight hundred dollar proviso apply, such liability shall be an amount, together with interest thereon as hereinafter specified, equal to the difference between the two following sums:

The sum of the contributions (in the form of deductions from salary) the member would have made to the pension fund established by this Act and/or to the pension fund established by either of the previous retirement systems if at all times when he was a member of this system and/or either of the two previous systems during that period for which he elects to make the eight hundred dollar proviso apply retroactively all of his salary not in excess of eight hundred dollars ($800.00) per month had been subject to deductions; and the sum of the actual contributions (in the form of deductions from salary) the member made to the pension fund established by this Act and/or to the pension fund of either of the two previous retirement systems while he was a member of this system and/or of the two previous retirement systems during that period for which he elects to make the eight hundred dollar proviso apply retroactively.

If a person was not a member of any pension system during some part of the period for which he elects to make the eight hundred dollar proviso apply retroactively, his liability as to the last mentioned part of said period shall be an amount, together with interest thereon as hereinafter specified, equal to the sum of the contributions (in the form of deductions from salary) he would have made to the pension fund established by this Act during said part of his previous service if at all times during said part he had been a member of this system and as such had made contributions to the fund of the system.

If the member elects to make the total salary proviso apply, such liability shall be an amount, together with interest thereon as hereinafter specified, equal to the difference between the two following sums:

The sum of the contributions (in the form of deductions from salary) the member would have made to the pension fund established by this Act and/or to the pension fund established by either of the previous retirement systems if at all times when he was a member of this system and/or either of the two previous systems during that period for which he elects to make the total salary proviso apply retroactively all of his salary had been subject to deductions; and the sum of the actual contributions (in the form of deductions from salary) the member made to the pension fund established by this Act and/or to the pension fund of either of the two previous retirement systems while he as a member of this system and/or of the two previous retirement systems during that period for which he elects to make the total salary proviso apply retroactively.

If a person was not a member of any pension system during some part of the period for which he elects to make the total salary proviso apply retroactively, his liability as to the last mentioned part of said period shall be an amount, together with interest thereon as hereinafter specified, equal to the sum of the contributions (in the form of deductions from salary) he would have made to the pension fund established by this Act during said part of his previous service if at all times during said part he had been a member of this system and as such had made contributions to the fund of the system. A member's liability for deficiency of deductions consequent to his election to make the total salary proviso apply to him shall be reduced to the extent of any amount he has theretofore paid to the retirement fund to discharge his liability to the fund consequent to his election to make the eight hundred dollar proviso apply to him. (g) In determining a member's liability as to the deficiency of deductions, the rate of deductions to be applied during any period to which the eight hundred dollar proviso or the total salary proviso applies retroactively and during which period he belonged to one of the County pension systems shall be the rate of deductions prescribed by the act governing the system to which the member belonged at the time he earned the salary to which the deductions apply retro-

actively. The Pension Board shall determine the rate of interest members shall pay on, or with respect to, deficiency of deductions, taking into consideration the rate of interest earned by the pension funds established by the previous acts and also the rate of interest earned and expected to be earned by the pension fund established by this Act. When a member elects to become subject to the eight hundred dollar proviso or the total salary proviso, then at the end of each payroll period commencing in the first calendar month subsequent to his election to make the eight hundred dollar proviso or the total salary proviso apply, the County, in addition to the deductions from salary hereinabove provided for shall deduct from the salary of such member for each such payroll period an amount which shall be sufficient to discharge or pay in full his liability with respect to deficiency of deductions, and also his interest liability with respect thereto, within thirty (30) months from the first day of the calendar month subsequent to the month in which he exercises his said option. Any member so burdened with such deficiency of deductions and interest liability or balance thereof, may pay and discharge the same by directly paying to the fund the amount of such liability with respect to deficiency of deductions and with respect to interest liability. In the event such liability is not discharged, the Pension Board shall have the right to collect, or withhold, from any benefit or pension payable to the member burdened with such liability, or payable to the widow or dependent of such member, such amount as may be necessary to discharge said liability in full. (h) This subsection (h) shall apply to every member of the system, whether he is a member on the effective date of this Act or whether he thereafter becomes a member. Any member of the system may elect, in the manner and within the time hereinafter specified, to convert all or part of his unpaid membership time to paid membership time. In order to make such election, he shall state on a form furnished by the Pension Board, or by the Secretary of said Board, that he elects to convert to paid membership time all of his unpaid membership time, or such part of his unpaid membership time as shall be designated by him on the said form; provided, however, that his right to elect to convert to paid membership time only a part of his unpaid membership time shall be subject to the limitations hereinafter specified. If a member elects to convert to paid membership time only a part of his unpaid membership time, the part so converted shall be for a continuous period; provided, however, that a member may tack one part of his unpaid membership time to another part of his unpaid membership time if he was not in the service of the County during the period of time between the two parts so tacked. If a member elects to convert to paid membership time only a part of his unpaid membership time, the part of the unpaid membership time so converted shall be that part of his unpaid membership time next preceeding his last paid membership time. A person who is a member of the system on October 1, 1967, shall make such election prior to April 1, 1968, in the manner herein prescribed. Any person becoming a member of the system subsequent to October 1, 1967, irrespective of whether he has been a member prior to that date, shall make such election within six (6) months from the date on which he becomes a member. If a person who is a member of the system ceases to be a member prior to the expiration of the period allowed him for making such option and thereafter re-enters the system he may make such election within six (6) months from the date on which he re-enters the system. Anything above to the contrary notwithstanding, an election to convert unpaid membership time into paid membership time, made by a person at any time after the adoption of this Act shall be irrevocable.

The term "deficiency of deductions" as used in this subsection (h) refers to a member's liability to the pension fund of the system resulting from his election to convert to paid membership time all or any part of his unpaid membership time. With respect to any unpaid membership

time comprised of, or based upon, service with the County, a member's liability to the pension fund of the system shall be the sum of the following amounts, together with interest thereon, at such rate as may be prescribed by the Pension Board.

(1) For and during such part of a member's unpaid membership time during which neither of the previous retirement systems was in effect an amount equal to the sum of the aggregate deductions which would have been made from his salary during the said period if his salary during said period had been subject to deductions at the rate of six percent (6%); provided, however, that no part of his salary in excess of four hundred dollars ($400.00) shall be considered except to the extent that he has elected to subject his salary retroactively to the eight hundred dollar proviso or the total salary proviso.

(2) For and during such part of a member's unpaid membership time during which either or both of the previous retirement systems was in effect, an amount equal to the sum of the aggregate contributions (in the form of salary deductions) which he would have made during said period had he been a member of either of the two previous retirement systems. If during any part of the period described in the next foregoing sentence both of the previous retirement systems were in effect, then for the purpose of making the calculation prescribed in said sentence, that previous retirement system in respect to which the rate of deductions from salary was higher shall be considered; provided, however, that no part of his salary in excess of four hundred dollars ($400.00) shall be considered except to the extent that he has elected to subject his salary retroactively to the eight hundred dollars proviso or the total salary proviso.

With respect to any unpaid membership time comprised of, or based upon, a member's prior service with a municipality or some division or agency (other than the County) subject to the Countywide civil service law, a member's liability to the pension fund of the system shall be an amount equal to the sum of the aggregate contributions which he would have made to the fund of the system during the said period, if he had been in the service of the country during the period and had been receiving from the County during all of said period the same salary he received during the first month of his membership in the system and if such salary had been subject to contributions to the fund of the system at the rate of six percent (6%).

A member electing to convert unpaid membership time to paid membership time shall discharge his liability with respect to deficiency of deductions, together with interest thereon, within the time and in the manner which this Section 9 provides that he shall discharge his liability with respect to the deficiency of deductions resulting from his election to become subject to the eight hundred dollar proviso or the total salary proviso. The Pension Board shall determine the rate of interest members shall pay on or with respect to their deficiency of deductions, taking into consideration the rate of interest earned by the fund of the previous retirement systems and also the rate of interest earned and expected to be earned by the fund established by this Act.

Any unpaid membership time converted to paid membership time under the provisions of this Section 9 shall be deemed to be paid membership time for the purpose of according a member the minimum paid membership time prescribed for a pension or for disability benefits. (i) When a member pays an amount for discharge of his liabilty as deficiency of deductions and interest thereon, resulting from his becoming subject to the eight hundred dollar proviso or the total salary proviso, or resulting from the conversion of unpaid membership time to paid membership

time, the County shall pay to the Pension Fund the same amount paid to the fund by the member in discharge of his liability as to the said deficiency of deductions and interest thereon whether said amount paid to the fund by the member be paid in the form of deductions from his salary or be paid directly by the member to the fund.

Section 3. Section 10 of the Act No. 497 of the Regular Session of the Legislature of Alabama, 1965, approved August 20, 1965, (Ala. Acts, 1965, p. 717), as heretofore amended, is hereby further amended so as to read as follows:

Section 10. Retirement for Superannuation. (a) Requirements. When any member of the retirement system established by this Act has not less than ten (10) years paid membership time, as defined in Section 1 of this Act, and has attained the age of sixty (60) years, he shall be eligible for retirement for superannuation but such retirement shall no be compulsory. Provided, however, that any member who has attained the age of fifty-five (55) years on January 1, 1962, and has made contributions to the system for a period of not less than five (5) years, and has attained the age of sixty (60) years shall be eligible for retirement for superannuation but such retirement shall not be compulsory. Any member shall be eligible for retirement for superannuation upon the completion of thirty (30) years or more of service with the County, at least ten (10) years of which shall be paid membership time; provided, however, that if at the time of retirement such member has not attained the age of sixty (60) years, the amount of his monthly pension computed in accordance with the formula set forth in subsection (b) hereof, shall be reduced as hereinafter provided. Any member who is eligible for retirement and who desires to retire, shall be granted the benefits herein provided for upon a written application by himself, or, in the event he is mentally or physically incapacitated by someone acting in his behalf, upon application to be filed in the Office of the Pension Board.

Any member not entitled to voluntarily retire under the foregoing provisions who shall be involuntarily retired after having accumulated eighteen (18) years of service with the County, at least ten (10) of which shall be paid membership time, shall be entitled to receive a monthly pension computed in accordance with the formula set forth in subsection (b) hereof, the payment of which pension will commence at the time hereinafter stated; provided, however, that no member shall be entitled to such pension unless he pays into the fund of the system between the date of his retirement and the date on which the pension will commence the amounts hereinafter specified. The term "deferred pension", as used herein, means the pension provided for in the next foregoing sentence. If a member be involuntarily retired after having accumulated eighteen (18) years of service with the County, at least ten (10) of which years shall be paid membership time, and if he shall make the payments to the fund of the system hereinafter prescribed, payment of his deferred pension shall commence upon that date of the two following dates which first comes: (1) The date on which he attains the age of sixty (60) years; or (2) the date on which he would have completed thirty (30) years' service with the County, if instead of retiring he had continued in the service of the County; provided, however, that if at the time payment of the deferred pension commences he has not attained the age of sixty (60) years, the amount of his monthly pension computed in accordance with the formula set forth in subsection (b) hereof shall be reduced as hereinafter provided. No person shall be entitled to receive the deferred pension unless he pays to the fund of the system, between the date of his retirement and the date on which payment of the deferred pension is to commence, the amount hereinafter prescribed. In order to be entitled to receive the deferred pension, the member, during the period

specified in the next foregoing sentence, shall pay to the retirement fund before the last day of each calendar month the sum of the following amounts: (1) The amount which would have been deducted from his salary and paid into the fund of the system during the month if he had continued to be employed by the County at the same salary he was earning on the date of his retirement; and (2) the amount which the County would have paid to the system during the month to match his salary deduction for the month, if he had continued to be employed by the County at the same salary he was earning on the date of his retirement. In order to become entitled to the deferred pension a member so retired shall make the payments prescribed in the next foregoing sentence not later than the time prescribed in said sentence; but he may make all or any part of said payments in advance of the time prescribed in the said sentence.

Any member not entitled to voluntarily retire under the foregoing provisions who shall be involuntarily retired after having accumulated twenty (20) years of service with the County, at least ten (10) of which shall be paid membership time, shall be entitled to receive a monthly pension computed in accordance with the formula set forth in subsection (b) hereof, the payment of which shall commence upon his retirement if he is then as much as fifty-five (55) years of age, and if he is less than fifty-five (55) years of age when he retires the payment of such pension shall commence upon his attaining the age of fifty-five (55) years. In order for a member to be entitled to the deferred pension provided for in the next foregoing sentence it shall not be necessary that any payments to the retirement fund be made by him for any period following his involuntary retirement.

No person shall be entitled to receive a deferred pension if his separation from the service of the County was due to his misappropriation of funds or property of the County, or to moral delinquency on on his part.

(b) Benefits. If upon a member retiring he is sixty (60) years of age or has previously attained his sixtieth (60th) birthday, he shall receive a monthly pension for the remainder of his life to be determined by the following formula:

(1) One and three-fourths percent (1¾%) of his basic average salary multiplied by the number of years of his paid membership time as shall not exceed thirty (30) years; plus

(2) One percent (1%) of his basic average salary multiplied by the number of years of his paid membership time in excess of thirty (30) years; plus

(3) One-half of one percent (½ of 1%) of his basic average salary multiplied by the number of years of his unpaid membership time.

In computing the amount of benefits under the foregoing formula, the Board may disregard a fractional part of a year of paid membership time or unpaid membership time less than one-twelfth.

If a member shall have completed at least thirty (30) years service, ten (10) of which shall be paid membership time, but shall have not attained his sixtieth (60th) birthday on or before his date of retirement, he shall receive a monthly pension payable for the remainder of his life to be determined by multiplying the monthly benefits determined in accordance with the formula set forth above by the percentage factor shown in the following schedule corresponding to the age of such member on his last birthday preceding date of his retirement.

Age of Member on Last Birthday Preceding Retirement	Reduced Pension on Account of Retirement before Age 60 Expressed as a Percentage of the Pension which would have been payable at date of Retirement if the Member were then age 60
59	93%
58	87%
57	82%
56	77%
55	72%
54	68%
53	64%
52	60%
51	57%
50	54%
49	51%
48	48%

Section 4. This Act shall become effective upon its approval by the Governor or upon its otherwise becoming a law.

AFFIDAVIT OF PUBLICATION

STATE OF ALABAMA
COUNTY OF JEFFERSON

Before me, the undersigned authority in and for said County, in said State, personally appeared Eleanor O. Abercrombie who, being by me first duly sworn, deposes and says that she is the Publisher of Alabama Legal Advertiser, a weekly newspaper of general circulation published in Jefferson County, Alabama, which was established in 1918 under the name of Southern Labor Review which said name was changed to Alabama Legal Advertiser on the 5th day of December, 1959, and which has been published consecutively weekly since said date. And that there was published in said newspaper in the issues of July 1, 8, 15, 22, 1967, a legal notice, a copy of which is hereto attached.

ELEANOR O. ABERCROMBIE,
Publisher.

Sworn and subscribed to on this the 24th day of July, 1967.

KAREN W. ABERCROMBIE,
Notary Public.

Also:

By Messrs. Bowers, Dill, Ellis, Meeks, Sessions, Kilgore, Cook (Jefferson), Money, Watkins, Crane, Yeilding and Jackson (T):

H. 926. To create one additional judgeship for the Tenth Judicial Circuit of Alabama; and without limiting the generality of the foregoing to provide for the election of the incumbent thereof; and to prescribe the jurisdiction, power, authority, duties, responsibilities, qualifications and compensation of such incumbent; to abolish the office of the Judge of the Juvenile and Domestic Relations Court of Jefferson County, Alabama, but not to abolish the court itself; to change the name of the Juvenile and Domestic Relations Court of Jefferson County, Ala-

bama, to the Family Court of Jefferson County, Alabama; and to provide that such additional judge shall, without additional compensation, be in addition to his other duties and responsibilities, ex officio judge of the Family Court of Jefferson County, Alabama.

With notice and proof thereto attached and herewith exhibited as follows:

LEGAL NOTICE

STATE OF ALABAMA
COUNTY OF JEFFERSON

Notice is hereby given that a Bill will be introduced at the next Regular or Special Session of the Alabama Legislature for the passage of an Act to create one additional judgeship for the Tenth Judicial Circuit of Alabama; and without limiting the generality of the foregoing to provided for the election of the incumbent thereof; and to prescribe the jurisdiction, power, authority, duties, responsibilities, qualifications and compensation of such incumbent; to abolish the office of the Judge of the Juvenile and Domestic Relations Court of Jefferson County, Alabama, but not to abolish the court itself; to change the name of the Juvenile and Domestic Relations Court of Jefferson County, Alabama, to the Family Court of Jefferson County, Alabama; and to provide that such additional judge shall, without additional compensation, be in addition to his other duties and responsibilities, ex officio judge of the Family Court of Jefferson County, Alabama.

AFFIDAVIT OF PUBLICATION

STATE OF ALABAMA
COUNTY OF JEFFERSON

Before me, the undersigned authority in and for said County, in said State, personally appeared Eleanor O. Abercrombie who, being by me first duly sworn, deposes and says that she is the Publisher of Alabama Legal Advertiser, a weekly newspaper of general circulation published in Jefferson County, Alabama, which was established in 1918 under the name of Southern Labor Review which said name was changed to Alabama Legal Advertiser on the 5th day of December, 1959, and which has been published consecutively weekly since said date. And that there was published in said newspaper in the issues of June 24, July 1, 8, 15, 1967, a legal notice, a copy of which is hereto attached.

ELEANOR O. ABERCROMBIE,
Publisher.

Sworn and subscribed to on this the 8th day of August, 1967.

KAREN W. ABERCROMBIE,
Notary Public.

Also:

By Messrs. Jackson (T), Money, Watkins, Sessions, Dill, Crane, Meeks, Gloor, Cherner, Cook (Jefferson), Waggoner and Bowers:

H. 927. To provide for the payment of an expense allowance for the Deputy or Assistant Judge of Probate of any branch office of the Probate Court in counties having a population of 500,000 or more according to the last or any subsequent federal decennial census.

With notice and proof thereto attached and herewith exhibited as follows:

NOTICE

Notice is hereby given of intention to apply at the 1st Special Session or the regular session of the Legislature of Alabama held during the year 1967 for introduction and passage of a Bill, the substance of which, as distinguished from detail; is and will be the substance, as distinguished from detail, of the following:

A BILL
TO BE ENTITLED
AN ACT

To provide for the payment of an expense allowance for the Deputy or Assistant Judge of Probate of any branch office of the probate court in counties having a population of 500,000 or more according to the last or any subsequent federal decennial census.

Be It Enacted by the Legislature of Alabama:

Section 1. The Deputy or Assistant Judge of Probate of any branch office of the Probate Court in counties having a population of 500,000 or more according to the last or any subsequent federal decennial census, shall be entitled to receive from the county treasury the sum of One Hundred Twenty-Five and no/100 Dollars ($125.00) per month as an expense allowance shall be paid each month or warrant approved by the addition to all other compensation and allowances provided such Deputy or Assistant Judge of Probate by general, special or local laws and such expense allowance. The expense allowance herein provided shall be in Board of County Commissioners on any funds in the County Treasury not otherwise appropriated.

Section 2. This act shall become effective immediately upon its passage and approval of the Governor, or upon its otherwise becoming law.

AFFIDAVIT OF PUBLICATION

STATE OF ALABAMA
COUNTY OF JEFFERSON

Before me, the undersigned Notary Public in and for the State and County aforesaid, personally appeared: B M McElroy, Who being duly sworn, says on oath that he is: Editor-Publisher of The Bessemer Advertiser, a newspaper published in the City of Bessemer, Jefferson County, Alabama, and that a legal notice was published for four weeks, consecutively, in said newspaper, a copy of which notice is hereto attached and made a part of this affidavit, and that the dates on which same was published were: March 31-April 7-14-21 1967 and that the amount indicated hereon is a true and correct statement of the charges for publishing said notice.

Affiant further states that said newspaper is a newspaper having a general circulation in the county in which it is published, and that it has been mailed under second class mailing privilege for fifty-two (52) consecutive weeks prior to the publication of the foregoing advertisement.

B. M. McELROY,
Editor-Publisher.

Subscribed and sworn to before me this the 21 day of April 1967.

W. E. MILLER,
Notary Public.

Also:

By Messrs. Holman, Money, Weeks, Meeks, Ellis, Gloor, Sessions, Yeilding, Dill, Waggoner, Kilgore, Jackson (T) and Crane:

H. 928. To amend further Code of Alabama 1940, Title 37, Section 797, as amended, which relates to zoning jurisdiction in that area outside of municipal corporate limits but within five miles thereof or within the police jurisdiction of municipalities, so as to take such zoning jurisdiction in such area away from municipalities in counties having populations of 600,000 or more and vest it in such counties.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

The House Bills, the titles of which are set out in the foregoing Message from the House, were severally read one time and referred to appropriate Standing Committees, as follows:

H. B.'s 933, 860, 934 and 935. To the Committee on Local Legislation No. 1

H. B.'s 923, 924, 925, 927 and 928. To the Committee on Local Legislation No. 2

H. B. 926. To the Committee on Judiciary

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House Bills and ordered same sent forthwith to the Senate without engrossment.

By Messrs. Meeks, Bowers, Waggoner, Holman, Weeks, Money, Jackson (T), Gloor, Adwell, Ellis, House, Sessions, Dill and Yeilding:

H. 982. To implement the Amendment to the Constitution of Alabama proposed at the 1967 Regular Session of the Legislature of Alabama pertaining to the merger of the City of Birmingham and the City of Mountain Brook and matters relating thereto; to provide for the continuation of the Birmingham School District following such merger as a separate and independent school district and the continuation of the City Board of Education of Birmingham, Alabama, as a separate and independent board of education in the said district; to designate the existing members of the said board as members thereof for the unexpired terms for which they were appointed, and to provide for the methods of appointment and election of their successors in office and their terms of office; to specify the territorial jurisdiction of the said district; to provide that the laws in effect immediately prior to the effective date of the merger and relating or applicable to the said district and the said board and the members, officers and employees of the said board shall, with certain exceptions, continue applicable thereto; to confer additional powers on the said district and board, including but without limitation the power of the said board to call, hold and canvass elections on the question of the issuance of general obligation bonds and to issue such bonds when authorized at an election; to provide for the issuance of refunding bonds without the necessity of an election; to provide for an ad valorem tax in the said district for public school purposes in the said district, and to provide for payment to the City of Birmingham of certain sums from the proceeds of the said tax for the purpose of reimbursing the City of Birmingham for payments it will

be obligated to make to retire school building bonds theretofore issued by the City of Birmingham; to provide for an additional special ad valorem tax in the said district when necessary to pay the principal of and interest on such bonds; to provide for the levy by the governing body of Jefferson County, and for the collection by the tax collector of the said county, of all such taxes; to confer on the said board the power to institute and conduct judicial proceedings respecting the matters referred to in this act, and in the merger agreement pertaining to the annexation and merger of the City of Mountain Brook into the City of Birmingham insofar as the said agreement relates to the said district and the said board, or either of them; to provide for the contest of any election held under this act and appeals therefrom; to provide for the arrangement of the boundaries of the voting precincts and for the location of the voting places in the said district; and to provide for the effective date of this act.

Also:

By Messrs. Meeks, Adwell, Bowers, Waggoner, Holman, Weeks, Money, Jackson (T), Gloor, Ellis, House, Sessions, Dill and Yeilding:

H. 983. Proposing an amendment to the Constitution of Alabama pertaining to the merger of the City of Birmingham and the City of Mountain Brook and matters relating thereto.

Also:

By Messrs. Adwell, Dill, House, Bowers, Money, Ellis, Holman, Cherner, Watkins, Sessions, Meeks, Weeks, Jackson (T), Cook (Jefferson), Gloor, Kilgore, Yeilding and Crane:

H. 984. To amend Act No. 79 of the Special Session of the Legislature of Alabama of 1966, approved August 17, 1966, (Ala. Acts, 1966, Special Session, p. 106, et seq.) providing in Jefferson County for the creation and maintenance of districts for fighting or preventing fires, districts for the collection and disposal of garbage and districts for both of the aforesaid purposes.

With notice and proof thereto attached and herewith exhibited as follows:

LEGAL NOTICE

Notice is hereby given that at the 1967 Regular Session of the Legislature application will be made for adoption of an Act which will be as follows:

AN ACT

To amend Act No. 79 of the Special Session of the Legislature of Alabama of 1966, approved August 17, 1966, (Ala. Acts, 1966, Special Session, p. 106, et seq.) providing in Jefferson County for the creation and maintenance of districts for fighting or preventing fires, districts for the collection and disposal of garbage and districts for both of aforesaid purposes.

Be It Enacted by the Legislature of Alabama:

Section 1. It is hereby provided that Section 11 of Act No. 79 of the Special Session of the Legislature of Alabama of 1966, approved August 17, 1966, is amended so as to read as follows:

Section 11. The district shall constitute a public corporation, which shall have the power to do any and all acts or things necessary and convenient for carrying out the purposes for which it is created including, but not limited to: To sue and be sued. To have a seal and alter the

same at pleasure. To acquire, hold and dispose of property, real and personal, tangible and intangible, or interests therein and to pay therefor in cash or on credit, and to secure and procure payment of all or any part of the purchase price thereof on such terms and conditions as the board shall determine. To acquire, own, operate, maintain and improve a system or systems. To pledge all or any part of its revenues, or mortgage, or otherwise encumber, all or any part of its property for the purpose of securing the payment of the principal of and interest on any of its obligations. To sell, lease, mortgage or otherwise encumber or dispose of all or any part of its property, as hereinafter provided. To contract debts, borrow money and to issue or assume the payment of obligations. To levy and collect service charges, as herein provided in this Act, subject to the limitations prescribed in said Act. To employ agents, servents, and attorneys. To perform any and all of the foregoing acts and to do any and all of the foregoing things under, through or by means of its own officers, agents, and employees, or by contracts with any person, federal agency or municipality.

The district shall be authorized to enter into a contract with any person, firm or corporation providing for such person, firm or corporation to collect service charges for the district. The contract shall fix the compensation to be paid to the person, firm or corporation for collecting the service charges.

The district shall be exempt from any sales tax or use tax levied by any law of the State of Alabama or by any ordinance of any municipal corporation or county.

Section 2. It is hereby provided that Section 12 of Act No. 79 of the Special Session of the Legislature of Alabama of 1966, approved August 17, 1966, is amended so as to read as follows:

Section 12. The expense of establishing and maintaining a district shall be paid for by the proceeds of a service charge which shall be levied and collected in an amount sufficient to pay said expense. Said service charge shall be levied upon and collected from persons and properties served by the system. Such charge shall be a personal obligation of the occupant of the property served by the system; and to secure the collection of the charge there shall be a lien against said property in favor of the district, which lien shall be enforceable by sale thereof in the same manner in which the foreclosure of a municipal assessment for public improvements is authorized.

The Board of Trustees may provide that upon a person being in default for more than sixty (60) days in paying any service charge due by him he shall be liable to pay any reasonable attorney's fee incurred by the district in its effort to enforce payment of the said service charge whether suit is filed or not.

Section 3. It is hereby provided that Section 13 of Act No. 79 of the Special Session of the Legislature of Alabama of 1966, approved August 17, 1966, is amended so as to read as follows:

Section 13. No service charge shall be levied unless the same has been first approved by the majority of the votes cast at an election held hereunder by the qualified electors residing within the district, or within the proposed district.

An election on the question of levying a service charge in a proposed district may be held at the same time that the election is held on the creation of the district, provided that the petition for the election on the question of the service charge accompanies the petition for the election on the establishment of the proposed district, as is provided

for in Section 4, above. An election on the question of a service charge may be held upon the Board of Trustees of a district submitting to the Probate Judge a petition for such election as hereinafter provided. The Board of Trustees shall file in the office of the Probate Judge a petition that he call an election in the district on the question of whether the service charges proposed by the Trustees shall be levied.

The petition shall state specifically the charge which it is proposed shall be levied. The petition may request that an election be held on more than one proposed charge. Upon the petition being filed with the Probate Judge, he shall order an election to be held within the time provided for by Section 5 above.

After a service charge has been levied the Board of Trustees shall have the authority, without any election, to make changes in the application of the the charge by exempting property from the charge which was not exempt when it was levied or by subjecting property to the charge which was not subject to the charge when levied; but the Board of Trustees shall not have authority to change the rate of the charge.

Section 4. It is hereby provided that Section 14 of Act No. 79 of the Special Session of the Legislature of Alabama of 1966, approved August 17, 1966, is amended so as to read as follows:

Section 14. (a) Subject to the limitations hereinafter stated, if a district is annexed to a municipal corporation, the district shall thereupon be dissolved. When any portion of a district is annexed to or by a municipal corporation it shall thereupon cease to be a part of the district. When a district is dissolved, as aforesaid, or when any portion of a district discontinues being a part of a district, as aforesaid, such dissolution, or such discontinuance, shall not impair the obligation of any person to the district which accrued prior to such dissolution or such discontinuance; and such dissolution or such discontinuance shall not affect the lien of the district against any property for obligations owed to the district at the time of such dissolution or such discontinuance. When a district is dissolved, as aforesaid, the Board of Trustees shall continue to exist for such period of time as shall be necessary to dispose of the property and assets of the district, as provided for in Section 15, below, and to otherwise wind up the affairs and business of the district. (b) A district may be enlarged in accordance with the terms of this Section 14, provided, however, that no area lying within a municipality at the time of the enlargement shall be brought within the district. (c) No area shall be brought within a district by enlargement unless the majority of the votes cast at the election provided for by subsection (d), below, approve the inclusion of the area within the district and also approve the inclusion of the area within the district and also approve every service charge in effect within the district at the time of the election. (d) The term "proposed area", as used in this subsection (d), means an area which it is proposed be brought within a district by enlargement of the district. When the Board of Trustees of a district determines that the inclusion of a proposed area within the district would be to the advantage of the district and also to the advantage of the majority of the inhabitants of the proposed area, the Board of Trustees may file in the office of the Probate Judge a petition that there be an election in the proposed area at which there shall be submitted to the qualified electors residing within the proposed area the question of whether the proposed area shall be included within the district and reduced as hereinafter provided. No person shall be entitled to receive the deferred pension unless he pays to the fund of the system, between the date of his retirement and the date on which payment of the deferred pension is to commence, the amount hereinafter prescribed. In order to be entitled to receive the deferred pension, the member, during the

period specified in the next foregoing sentence, shall pay to the retirement fund before the last day of each calendar month the sum of the following amounts: (1) The amount which would have been deducted from his salary and paid into the fund of the system during the month if he had continued to be employed by the County at the same salary he was earning on the date of his retirement; and (2) the amount which the County would have paid to the system during the month to match his salary deduction for the month, if he had continued to be employed by the County at the same salary he was earning on the date of his retirement. In order to become entitled to the deferred pension a member so retired shall make the payments prescribed in the next foregoing sentence not later than the time prescribed in said sentence; but he may make all or any part of said payments in advance of the time prescribed in the said sentence.

Any member not entitled to voluntarily retire under the foregoing provisions who shall be involuntarily retired after having accumulated twenty (20) years of service with the County, at least ten (10) of which shall be paid membership time, shall be entitled to receive a monthly pension computed in accordance with the formula set forth in subsection (b) hereof, the payment of which shall commence upon his retirement if he is then as much as fifty-five (55) years of age, and if he is less than fifty-five (55) years of age when he retires the payment of such pension shall commence upon his attaining the age of fifty-five (55) years. In order for a member to be entitled to the deferred pension provided for in the next foregoing sentence it shall not be necessary that any payments to the retirement fund be made by him for any period following his involuntary retirement.

No person shall be entitled to receive a deferred pension if his separation from the service of the County was due to his misappropriation of funds or property of the County, or to moral delinquency on on his part.

(b) Benefits. If upon a member retiring he is sixty (60) years of age or has previously attained his sixtieth (60th) birthday, he shall receive a monthly pension for the remainder of his life to be determined by the following formula:

(1) One and three-fourths percent (1¾%) of his basic average salary multiplied by the number of years of his paid membership time as shall not exceed thirty (30) years; plus

(2) One percent (1%) of his basic average salary multiplied by the number of years of his paid membership time in excess of thirty (30) years; plus

(3) One-half of one percent (½ of 1%) of his basic average salary multiplied by the number of years of his unpaid membership time.

In computing the amount of benefits under the foregoing formula, the Board may disregard a fractional part of a year of paid membership time or unpaid membership time less than one-twelfth.

If a member shall have completed at least thirty (30) years service, ten (10) of which shall be paid membership time, but shall have not attained his sixtieth (60th) birthday on or before his date of retirement, he shall receive a monthly pension payable for the remainder of his life to be determined by multiplying the monthly benefits determined in accordance with the formula set forth above by the percentage factor shown in the following schedule corresponding to the age of such member on his last birthday preceding date of his retirement.

Age of Member on Last Birthday Preceding Retirement	Reduced Pension on Account of Retirement before Age 60 Expressed as a Percentage of the Pension which would have been payable at date of Retirement if the Member were then age 60
59	93%
58	87%
57	82%
56	77%
55	72%
54	68%
53	64%
52	60%
51	57%
50	54%
49	51%
48	48%

Section 4. This Act shall become effective upon its approval by the Governor or upon its otherwise becoming a law.

AFFIDAVIT OF PUBLICATION

STATE OF ALABAMA
COUNTY OF JEFFERSON

Before me, the undersigned authority in and for said County, in said State, personally appeared Eleanor O. Abercrombie who, being by me first duly sworn, deposes and says that she is the Publisher of Alabama Legal Advertiser, a weekly newspaper of general circulation published in Jefferson County, Alabama, which was established in 1918 under the name of Southern Labor Review which said name was changed to Alabama Legal Advertiser on the 5th day of December, 1959, and which has been published consecutively weekly since said date. And that there was published in said newspaper in the issues of July 22, 29, August 5, 12, 1967, a legal notice, a copy of which is hereto attached.

ELEANOR O. ABERCROMBIE,
Publisher.

Sworn and subscribed to on this the 14th day of August, 1967

KAREN W. ABERCROMBIE,
Notary Public.

Also:

By Messrs. Doss and Slate:

H. 949. To apply only in counties having populations of not less than 57,000 nor more than 61,000 according to the most recent federal decennial census; to provide additional clerical help for the circuit court clerk.

Also:

By Mr. Fite:

H. 951. To make an appropriation from the Marion County treasury for the relief of L. J. Clay.

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA
COUNTY OF MARION

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

To make an appropriation from the Marion County treasury for the relief of L. J. Clay.

Be It Enacted by the Legislature of Alabama:

Section 1. The sum of $200 is hereby appropriated from the gasoline tax funds of Marion County to the use of L. J. Clay of said county to compensate him for damages he had to pay while engaged in the performance of his duties as an employee of the road and bridge department of Marion County. The chairman of the Marion County governing body is hereby authorized and directed to draw a proper warrant in favor of the said L. J. Clay, which shall be paid upon its presentation to the county treasurer or custodian of county gasoline tax funds. The appropriation so made is for the purpose of discharging a just and equitable obligation of the county.

Section 2. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

PROOF OF PUBLICATION

STATE OF ALABAMA
COUNTY OF MARION

Before me, the undersigned authority in and for said County in said State, this day personally appeared W. D. Smith, Jr., who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Publisher of the Daily Northwest Alabamian, a newspaper of general circulation published in Marion County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 21, July 28, August 4, and August 11, all in the year 1967.

W. D. SMITH, JR.

Sworn to and subscribed before me August 11, 1967.

BRENDA S. HICKS,
Notary Public.

Also:

By Messrs. Brannan and Owen (Baldwin):

H. 952. To alter or rearrange the boundary lines of the Town of Gulf Shores, Baldwin County, Alabama, so as to include within the corporate limits of said Town all territory now within such corporate limits and also certain other territory contiguous thereto, in Baldwin County, Alabama.

With notice and proof thereto attached and herewith exhibited as follows:

LEGAL NOTICE

STATE OF ALABAMA
COUNTY OF BALDWIN

Notice is hereby given pursuant to Section 106 of the Constitution of Alabama 1901 that application will be made to the Legislature of Alabama for the enactment of a local law, the substance of which is as follows:

A BILL
TO BE ENTITLED
AN ACT

To alter or rearrange the boundary lines of the Town of Gulf Shores, Baldwin County, Alabama, so as to include within the corporate limits of said Town all territory now within such corporate limits and also certain other territory contiguous thereto, in Baldwin County, Alabama.

Be It Enacted by the Legislature of Alabama:

Section 1. That the boundary lines of the Town of Gulf Shores, Baldwin County, Alabama, be, and the same are hereby altered or rearranged so as to include all of the territory heretofore encompassed by the corporate limits of the Town of Gulf Shores, and in addition thereto the following described territory, to-wit:

Parcel 1. Beginning at the Northwest corner of the intersection of West 2nd Street and West 24th Avenue (which point is also the Southeast corner of Lot 1, Canal Division subdivision (Map Book 3, Pages 12-13); run thence southwardly along an extension of the the east line of said Lot 1, to the South R. O. W. line of West 24th Avenue; run thence eastwardly along and with the South R. O. W. line of West 24th Avenue to the Southwest corner of the intersection of Gulf Avenue and West 24th Avenue (which point is also the Northeast corner of Lot 1, Block 8, per replat of Blocks 5, 6, 7 and 8, Southport Unit (Map Book 4, Page 148); run thence in a southwesterly direction along and with the West R. O. W. Line of Gulf Avenue to its intersection with the East R. O. W. line of West 2nd Street; run thence Westwardly to the West R. O. W. line of West 2nd Street; run thence Southwardly along the West R. O. W. line of West 2nd Street (which merges with and becomes Gulf Avenue) to the intersection of the West R. O. W. line of Gulf Avenue and the Northeast corner of Block 2, Unit Three Subdivision (Map Book 3, Page 9); run thence westwardy along the North line of said Block 2, and continue along an westward extension of said North line of Block 2 to the Northeast corner of Block 20, Unit Three Subdivision (Map Book 3, Page 9); run thence Southwardly to the centerline of Alabama Highway No. 180 (which highway is also known as the Dixie Graves Parkway or the Fort Morgan Parkway); thence run southwestwardy and thence westerly along and with the center line of Alabama Highway No. 180 to a point which is 165 feet due South of the Southwest Corner of Lot 55, Division One, Gulf Woods Unit (May Book 1, Page 144); run thence Northwardly 165 feet to said Southwest corner of Lot 55 and continue along the West line of Lot 55 to its Northwest corner; run thence northwardly along an extension of the said West line of Lot 55 to the North line of Section 18, Township 9 South, Range 4 East; run thence Westwardly along and with the North line of said Section 18 to the West line of said Section, which point is also the Southwest corner of Section 7, Township 9 South, Range 4 East; run thence Northwardly along and with the West line of Section 7, Township 9 South, Range 4

East to the Northwest corner of Lot 177, Canal Division Subdivision (Map Book 3, Pages 12-13); run thence Eastwardly along the North line of the some 177 lots in the Canal Division Subdivision to the Northeast corner of Lot 1, Canal Division Subdivision; run thence Southwardly along the East line of Lot 1 to the point of beginning. (All map book and page numbers refer to plats on file in the office of the Judge of Probate of Baldwin County, Alabama).

Included in the above description are the following:

(1) All of Block 7, per replat of Blocks 5, 6, 7 and 8, Southport Unit of Gulf Shores, Baldwin County, Alabama (MB 4, P. 148).

(2) All of Block 8, per replat of Blocks 5, 6, 7, and 8, Southport Unit of Gulf Shores, Baldwin County, Alabama (MB 4, P. 148).

(3) All of Block 1, Division Two, Gulf Pines Unit of Gulf Shores, Baldwin County, Alabama (MB 4, P. 71).

(4) Lots 1 through 20, Cypress Park Subdivision, Gulf Shores, Baldwin County, Alabama (MB 5, P. 175).

(5) Lots 89 through 232, Cypress Park Subdivision, Gulf Shores, Baldwin County, Alabama (MB 5, P. 175).

(6) Replat of Lots 21 through 54, Cypress Park Subdivision; these lots replatted and re-redesignated as Lots "A" through "Z", Gulf Shores, Baldwin County, Alabama (MB 5, P. 258).

(7) Replat of Lots 55 through 88, Cypress Park Subdivision; these Lots replatted and redesignated as Lots 1 through 25, Gulf Shores, Baldwin County, Alabama.

(8) All of Blocks 20, 21, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33 and 34, Unit Three Subdivision, Gulf Shores, Baldwin County, Alabama (MB 3, P. 9).

(9) Lots 1 through 33, Unit No. One of Gulf Shores Golf Club Estates, Gulf Shores, Baldwin County, Alabama (MB 6, P. 48).

(10) Lots 1 through 177, Canal Division Subdivision, Gulf Shores, Baldwin County, Alabama (MB 3, pp 12-13).

(11) Lots 55 through 63, Division One, Gulf Woods Unit, Gulf Shores, Baldwin County, Alabama (MB 1, 144).

PARCEL 2: Beginning at the Southwest corner of Block 3, Unit Two Subdivision, Gulf Shores, Alabama, (which point may also be described as the intersection of the west line of Lot 1, Block 3, Unit Two with the north margin (shore) of the Gulf of Mexico); continue thence in a west-southwesterly direction along and with the meanderings of the Gulf of Mexico to the intersection of the West line of Lot 67, Unit Six Subdivision (Map Book 4, Page 199) with the north margin of the Gulf of Mexico; thence run in a northwesterly direction along and with the west line of said Lot 67 to the intersection of the South R. O. W. line of West Gulf Shores Boulevard; thence continue along an extension of the west line of Lot 67 across West Gulf Shores Boulevard a distance of 100 feet to the Southwest corner of Lot 29, Lagoon Estates No. 2 Subdivision (Map Book 4, Page 149); continue thence along the west line of said Lot 29 to the South margin or shore of Little Lagoon; run thence in an east-northeasterly direction along and with the margin of Little Lagoon to the Northwest corner of Lot 1, Block 1, Unit Two Subdivision (Map Book 1, Page 166); continue thence southwardly along the west line of said Lot 1 to the intersection of the North R. O. W. line of West First Avenue; continue thence along a southward extension of the west line of said Lot 1 to the Northwest corner of Lot 1, Block 2, Unit Two

Subdivision; continue thence along the west line of said Lot 1 and along the west line of Lot 31, Block 2, Unit Two Subdivision to the North R. O. W. line of West Gulf Shores Boulevard; continue thence along a southward extension of the west line of said Lot 31 a distance of 100 feet to the Northwest corner of Lot 1, Block 3, Unit Two Subdivision and thence run southwardly along the west line of said Lot 1 to the Gulf of Mexico, which is the point of beginning.

Included in the above description are the following:

(1) Blocks "A", "B", "C", "D", "E", "F", per amended Plat of Carl T. Martin Unit of Gulf Shores, Baldwin County, Alabama (MB 3, P. 54.

(2) Blocks 2, 3, 4, 5, and 6, LAGOON ESTATES Subdivision, Gulf Shores, Baldwin County, Alabama (MB 4, P. 130).

(3) Lots 1 through 67. Unit Six Subdivision, Gulf Shores, Baldwin County (MB 4, pp 38-39) and (amended plat of lots 40-67, MB 4, P. 19).

(4) Lots 1 through 29, LAGOON ESTATES No. 2 SUBDIVISION, Gulf Shores, Baldwin County, Alabama (MB 4, P. 149).

Section 2. That this act shall become effective upon its passage and approval by the Governor, or upon its otherwise becoming a "law".

AFFIDAVIT OF PUBLICATION

THE FOLEY ONLOOKER
Foley, Alabama

I, Edith Howell Sec of The Foley Onlooker, published at Foley, Ala., do solemnly swear that a copy of the above notice, as per clipping attached, was published once each week in the regular and entire edition of said newspaper, and not in any supplement thereof, for 4 consecutive weeks, commencing with the issue dated May 11, 1967, and ending with the issue dated June 1, 1967.

EDITH HOWELL.

Subscribed and sworn to before me this 14th day of August 14, 1967.

RAY P. MOYER,
Notary Public.

My Commission expires 11-2-70

Also:

By Messrs. Merrill, Burgess and Lybrand:

H. 953. Relating to counties having populations of not less than 80,000 nor more than 96,000 according to the most recent federal decennial census; to provide an additional expense allowance for the judge of probate of any such county.

Also:

By Messrs. Merrill, Burgess and Lybrand:

H. 954. Relating to counties having populations of not less than 80,000 nor more than 96,000 according to the most recent federal decennial census; to provide an additional expense allowance for the sheriff of any such county.

Also:

By Mr. Lybrand:

H. 955. An act providing for the allocation of the duties of the chairman and members of the city commission of certain cities in counties having populations of not less than 76,000 nor more than 96,000 according to the most recent federal decennial census, and providing for their compensation.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

The House Bills, the titles of which are set out in the foregoing Message from the House, were severally read one time and referred to appropriate Standing Committees, as follows:

H. B.'s 982, 983 and 984. To the Committee on Local Legislation No. 2

H. B.'s 949, 951, 952, 953, 954 and 955. To the Committee on Local Legislation No. 1

(The above numbered Bill, H. B. 983, was read at length as required by the Constitution.)

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House Bill and ordered same sent forthwith to the Senate without engrossment:

By Mr. Neville:

H. 950. To alter, rearrange, and extend the boundary lines and corporate limits of the Town of Clio, Barbour County, Alabama.

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA
COUNTY OF BARBOUR

Notice is hereby given that a Bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage an enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

To alter, rearrange, and extend the boundary lines and corporate limits of the Town of Clio, Barbour County, Alabama.

Be It Enacted by the Legislature of Alabama:

Section 1. The boundary lines and corporate limits of the Town of Clio, Barbour County, Alabama, are hereby altered, rearranged, and extended so as to incorporate therein all tracts, lots, and parcels of land lying within a square formed by parallel lines and one and one-half miles north and one and one-half miles south of the center of the town and parallel lines one and one-half miles east and one and one-half miles west of the center of the town.

Section 2. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming law.

PROOF OF PUBLICATION

STATE OF ALABAMA
COUNTY OF BARBOUR

Before me, the undersigned authority in and for said County in said State, this day personally appeared Mrs. Bertie G. Parish, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was publisher of the The Clayton Record, a newspaper of general circulation published in Barbour County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 20, July 27, August 3, and August 10, all in the year 1967.

MRS. BERTIE G. PARISH.

Sworn to and subscribed before me August 10, 1967.

MILTON CAMPBELL,
Notary Public.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

The House Bill, the title of which is set out in the foregoing Message from the House, was read one time and referred to appropriate Standing Committee, as follows:

H. B. 950. To the Committee on Local Legislation No. 1

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and adopted the following House Joint Resolution and sends same herewith to the Senate for its consideration:

By Mr. Merrill:

H. J. R. 97. WHEREAS religion has heretofore played, and most certainly will in the future play, a tremendous role in the development of this Nation;

WHEREAS The Religion in American Life Program is a unified program of mass media, designed to combat some of this country's most acute social and moral problems through its mass media and "Faith-In-Action" programs;

WHEREAS this program is supported by thirty-three major national religious groups of the Catholic, Jewish, Orthodox, and Protestant Faiths;

WHEREAS Alabama Jaycees have set aside the week of November 13 through November 19 of this year especially for the promotion of The Religion in American Life Program in Alabama, and during this week the Alabama Jaycees plan to put on a wide-scoped program to en-

courage regular worship attendance, to emphasize the religious ideals which motivated America's founders; to show the relationship of worship to daily living by pointing out the many situations in our daily lives which require the applications of moral and ethical principles, and to emphasize the importance to each individual of putting religious principles to work in every day life; now therefore,

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, That we hereby commend Alabama Jaycees for having appointed a special week for promoting The Religion in American Life Program and hereby pledge our wholehearted support to the Jaycees in this worthy undertaking. Certainly the practice in our daily lives of the same religious principles on which this country was founded and the renewal of our religious faith and ideals will be a potent force for peace, progress and prosperity in Alabama. We urge all the citizens of this State to adopt and practice this year's motto of The Religion in American Life Program: "Live your faith. Light the World."

BE IT FURTHER RESOLVED that we memorialize Governor Wallace to proclaim the period from November 13 through November 19 of this year as a special week for emphasis on The Religion in American Life Program as an aid to the Jaycees in their admirable undertaking to show that Alabama still believes in its heritage of religious freedom and Alabamians still have an abiding faith in God.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

On motion of Mr. Albea, the Rules were suspended and the Resolution, H. J. R. 97, set out in the foregoing Message from the House, was concurred in and adopted by the Senate.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House Bill:

H. 26. To make appropriations from the State Treasury for capital improvements.

JOHN W. PEMBERTON,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House Bill:

H. 23. To make appropriations for the ordinary expenses of the executive, legislative and judicial departments of the State, and for the interest on the public debt and for the public schools.

JOHN W. PEMBERTON,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House Bill:

H. 238. To provide a legal defense fund for the benefit of state law enforcement officers in certain cases.

JOHN W. PEMBERTON,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the amendment proposed by Her Excellency, the Governor, to the Senate Joint Resolution:

S. J. R. 49. Relative to flying the Alabama State Flag and the Confederate Battle Flag along side the American Flag on prominent flagpoles or upon a single flagpole at each football contest.

And said Resolution, together with the Executive Amendment, is herewith returned to the Senate.

JOHN W. PEMBERTON,
Clerk.

RESOLUTION

Mr. Cooper offered the following Senate Joint Resolution, to-wit:

S. J. R. 89. BE IT RESOLVED BY THE ALABAMA SENATE, THE HOUSE OF REPRESENTATIVES CONCURRING, That when we adjourn today we adjourn to meet again on Wednesday, August 23; and when we adjourn on August 23, that we adjourn to meet again on Wednesday, August 30; and when we adjourn on August 30, we adjourn to meet again on Thursday, August 31; and when we adjourn on August 31, we adjourn sine die.

On motion of Mr. Cooper, the Rules were suspended and the Resolution was adopted by the Senate.

FURTHER CONSIDERATION OF H. B. 24

The Senate proceeded to further consideration of the Bill, H. B. 24, and pending substitute, as amended. The question was on the amendment offered by Mr. Skidmore to the substitute, as amended.

MESSAGE FROM THE HOUSE

Mr. President:

The House has amended as therein shown and as amended has passed the following Senate bill and returns same herewith to the Senate:

S. 239. To propose and provide for an amendment to the Constitution of Alabama authorizing the State to engage in works of internal improvement in promoting and aiding the commercial flow of agricultural products within the State or to engage in works of internal improvement along navigable waterways within the State; authorizing the State to become indebted for not exceeding $6,000,000 aggregate principal

indebtedness in connection therewith and authorizing pledge of the faith and credit of the State to secure the repayment of such indebtedness and interest thereon.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

On motion of Mr. Cooper, the Senate concurred in and adopted the following House amendment to the Bill, S. B. 239, the title of which is set out in the foregoing Message from the House, to-wit:

AMENDMENT TO S. B. 239

Amend S. B. 239 by striking therefrom the figure "$6,000,000", wherever it appears in said bill, and insert in lieu thereof the figure "$2,000,000".

Yeas 26; Nays 0.

Yeas:

Messrs.:	Cooper	Hawkins	Pierce	
Adams	Dominick	Leonard	Skidmore	
Bailes	Engel	McCarley	Stone	
Branyon	Gilmore	McDermott	Torbert	
Carr	Givhan	Morrow	Turner	
Childs	Goodwyn	Nabors	Vacca	
Clark	Harris	Pelham		—26

Nays: —0

MESSAGE FROM THE HOUSE

Mr. President:

The House has amended as therein shown and as amended has passed the following Senate bill and returns same herewith to the Senate:

S. 240. To implement, when ratified, the provisions of that certain Constitutional Amendment proposed by the Legislature of Alabama in S. B. 239 adopted at the 1967 Regular Session of the Legislature of Alabama and that authorizes the State, in promoting and aiding the commercial flow of agriculture products within the State or in aid of commerce and use of the waterways of the State, to engage in works of internal improvement by promoting, developing, constructing, maintaining and operating within the State or along navigable streams and waterways now or hereafter existing within the State all manner of elevators, facilities, warehouses, docks, water and rail terminals and other structures and facilities and improvements needful for the convenient use of the same, and to incur indebtedness and issue bonds for said purpose; to implement the provisions of that certain Constitutional Amendment that was proposed by Act No. 151 adopted at the 1957 Regular Session of the Legislature of Alabama and that authorizes the State to engage in works of internal improvements by promoting, developing, constructing, maintaining and operating along navigable streams and waterways of Alabama all manner of docks and facilities of every kind, in aid of commerce and use of waterways of the State, and to incur indebtedness and issue bonds for said purpose; to authorize the State to engage in such works of internal improvement at an additional cost of not exceeding $6,000,000; to designate the Alabama State Docks Department and any department or agency of the State that may succeed to its functions as the Agency to undertake, manage, operate and control such developments and improvements; to prescribe the powers, duties

and authority of said Department in connection therewith; to authorize the State to become indebted to the extent of not exceeding $6,000,000 in principal amount to carry out the provisions of this Act and to issue its interest bearing direct general obligation bonds therefor; to prescribe in general the terms of such bonds and the method and manner of the sale and issuance thereof; to exempt the same and the interest thereon from taxation; to provide for the payment for any indebtedness evidenced by bonds issued pursuant to this Act and to pledge the full faith and credit of the State to the payment of such indebtedness; to provide for the refunding of any bonds issued under this Act; to provide for investment of the proceeds of any bonds issued hereunder and other funds received under this Act, pending the need for such funds; to provide for the use of funds obtained from the operation of improvements constructed with proceeds of any bonds issued hereunder; to make appropriation for payment of the principal and interest on bonds issued under the 1967 Docks Amendment (and the 1957 Docks Amendment) from the General Fund of the State; to provide for the acquisition of property for the purpose of this Act and for the exercise of the power of eminent domain with regard thereto; to prescribe the powers and duties of the Governor, the said Department and other officers of the State in carrying out the provisions of this Act; to authorize the said Department to fix and collect reasonable rates and charges for services rendered by, and for use of, facilities established pursuant to this Act; to require the maintenance of records of the total cost of, the gross revenues from, and the expenses of operating, each unit of development acquired, constructed, or operated pursuant to the provisions of this Act or Act No. 311 adopted at the 1957 Regular Session of the Legislature, Act No. 98 adopted at the 1959 Regular Session of the Legislature, Act No. 716 adopted at the 1961 Regular Session of the Legislature or Act No. 192 adopted at the 1963 Regular Session of the Legislature; and to provide that surplus revenues derived from operation of the State Docks facilities at the Port of Mobile shall be used to meet operating deficits of the facilities constructed under said 1967 Docks Amendment or said 1957 Docks Amendment.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

On motion of Mr. Cooper, the Senate concurred in and adopted the following House amendment to the Bill, S. B. 240, the title of which is set out in the foregoing Message from the House, to-wit:

AMENDMENT TO S. B. 240

Amend S. B. 240 by striking therefrom the figure "$6,000,000", wherever it appears in said bill, and insert in lieu thereof the figure "$2,000,000".

Yeas 26; Nays 0.

Yeas:

Messrs.:	Cooper	Hawkins	Pierce	
Adams	Dominick	Leonard	Skidmore	
Bailes	Engel	Lolley	Stone	
Branyon	Gilmore	McCarley	Torbert	
Carr	Givhan	McDermott	Turner	
Childs	Goodwyn	Morrow	Vacca	
Clark	Harris	Nabors		—26

Nays: —0

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House Bill and ordered same sent forthwith to the Senate without engrossment:

By Messrs. Kilgore, Ellis, Jackson (T), Stubbs, McDonald, Garrett, Gafford, Meeks, Bowers, Waggoner, Holman and Adwell:

H. 979. To amend Section 6, Act No. 367, Acts of Alabama, 1957, Title 52, Section 61 (6), Code of Alabama, 1940 (Recompiled, 1958), relating to the assignment and transfer of teachers in the schools of the state.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

The House Bill, the title of which is set out in the foregoing Message from the House, was read one time and referred to appropriate Standing Committee, as follows:

H. B. 979. To the Committee on Public Buildings and Grounds

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House Bills and ordered same sent forthwith to the Senate without engrossment:

By Messrs. Perloff, Marr and Smith (C):

H. 916. Relating to cities having a population of not less than 35,000 nor more than 55,000 according to the last or any subsequent federal decennial census; providing for the planning, design, location, financing, acquisition of property for, construction, alteration, enlargement, use, maintenance, and fostering of off-street automobile parking facilities in such cities.

Also:

By Messrs. McElhaney, Harris and Springer:

H. 1001. To authorize the Alabama public school and college authority, a public corporation, to issue and sell additional bonds in the principal amount of $5,000,000 for the purpose of constructing, equipping, establishing, creating, supporting and maintaining a four-year college at Montgomery under the supervision and control of the board of trustees of Auburn University.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

The House Bills, the titles of which are set out in the foregoing Message from the House, were severally read one time and referred to appropriate Standing Committees, as follows:

H. B. 916. To the Committee on Local Legislation No. 1.

H. B. 1001. To the Committee on Public Buildings and Grounds.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House Bill and ordered same sent forthwith to the Senate without engrossment:

By Messrs. Crawford, Bassett and Turnham:

H. 55. To amend further Section 366 of Title 52, Code of Alabama 1940, as amended, which relates to the teachers' retirement system so as to provide further disability retirement benefits for members.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

The House Bill, the title of which is set out in the foregoing Message from the House, was read one time and referred to appropriate Standing Committee, as follows:

H. B. 55. To the Committee on Finance and Taxation.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House Bills and ordered same sent forthwith to the Senate without engrossment:

By Messrs. Headley, Lemley and McCorquodale:

H. 998. Relating to Counties having a population of not less than 25,500, nor more than 25,700 inhabitants, providing authority to county governing bodies to regulate, collect and dispose of rubbish, trash, garbage and litter on and along public roads and highways within said counties; to license owners of approved containers to place same on margins of such right-of-ways and to set, levy and collect a privilege license tax on voluntary applicants for such licenses; with limitation on use of license as defense evidence in certain criminal actions.

Also:

By Messrs. Graham and Berryman (W):

H. 1006. To fix the compensation of certain county officers in all counties having populations of not less than 46,500 nor more than 48,000; to repeal conflicting laws; and to provide for a referendum.

Also:

By Mr. Steagall:

H. 1010. To apply only in counties having populations of not less than 31,000 nor more than 32,000 according to the most recent federal decennial census, fixing the per diem pay for members of the county board of equalization.

Also:

By Messrs. Bolton and Smith (P):

H. 1002. Applying to all counties having a population of not less than 65,000 nor more than 95,000 according to the last or any subsequent federal decennial census; creating an assistant clerk in certain divisions of the county courts in such counties and providing for the pay thereof.

Also:

By Mr. Graham:

H. 1005. To amend Act No. 516, of H. 1003, Regular Session 1959, which act levies county privilege license and excise taxes for public school purposes in Franklin County (Acts 1959, v. 2, p. 1267), so as to make further provisions respecting distribution of the proceeds of such taxes.

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA
COUNTY OF FRANKLIN

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its pagssae and enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

To amend Act No. 516, H. 1003, Regular Session 1959, which act levies county privilege license and excise taxes for public school purposes in Franklin County (Acts 1959, v. 2, p. 1267), so as to make further provisions respecting distribution of the proceeds of such taxes.

Be It Enacted by the Legislature of Alabama:

Section 1. Section 9 of Act No. 516, H. 1003, approved November 19, 1959, an act levying additional county privilege license and excise taxes for public school purposes in Franklin County (Acts 1959, v. 2, p. 1267), is hereby amended so that said Section 9 shall read as follows:

9. The state department of revenue shall charge Franklin County for collecting said special taxes herein levied a percentage of said taxes to be computed on the basis that the total cost of collecting the state sales and use taxes bears to the total of said state taxes collected for each fiscal year. A proportionate part of such charge may be deducted once each month from the special sales and use taxes collected before certifying the amount of special taxes due Franklin County. The commissioner of revenue shall pay into the state treasury all taxes collected under this Act, as such taxes are received by the department of revenue; and on or before the first day of each successive month (commencing with the month following the month in which the department makes the first collections hereunder), the commissioner shall certify to the state comptroller the amount of taxes collected under the provisions of this Act and paid by him into the state treasury for the benefit of Franklin County during the month immediately preceding the making of such certificate. Provided, however, that before certifying the amount of the taxes paid into the state treasury for the benefit of Franklin County during each month, the commissioner may deduct from the taxes collected in said month the charges due the department for the collection of the taxes for the county. It shall be the duty of the comptroller to issue his warrant each month payable to the custodian of the public school funds of Franklin County, in his official capacity, for the amount due Franklin County; whereupon, it shall be the duty of the custodian of county school funds to divide such revenues between the county board of education and the board of education of the City of Russellville proportionately on the basis of the number of pupils in average daily attendance in their respective school systems during the preceding school year, as ascertained in accordance with the rules and regulations of the state board of education.

Section 2. This Act shall take effect on the first of the month next following the date of its enactment.

PROOF OF PUBLICATION

STATE OF ALABAMA
COUNTY OF FRANKLIN

Before me, the undersigned authority in and for said County in said State, this day personally appeared Claude E. Sparks, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Publisher of the Franklin County Times, a newspaper of general circulation published in Franklin County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 20, July 27, August 3, and August 10, all in the year 1967.

CLAUDE E. SPARKS.

Sworn to and subscribed before me Aug. 14, 1967.

MAE G. STREIT,
Notary Public.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

The House Bills, the titles of which are set out in the foregoing Message from the House, were severally read one time and referred to appropriate Standing Committee, as follows:

H. B.'s 998, 1006, 1010, 1002 and 1005. To the Committee on Local Legislation No. 1.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House Bills and ordered same sent forthwith to the Senate without engrossment:

By Messrs. McCorquodale, Cook (Coffee) and Gloor:

H. 959. To provide for payment of license taxes and registration fees on private passenger automobiles on a quarterly declining basis.

Also:

By Messrs. Cook (Jefferson), House, Adwell, Holman, Waggoner, McElhaney, Springer, Brassell, Harper, Gafford, Cherner, Lemley, Headley, Dill, Kilgore, Yeilding, Jackson (T), Crane, Starnes, Sessions, Money, Meeks, Ellis, Watkins, McCorquodale, Drake, McDonald, Smith (P), Beck and Owens (W):

H. 978. To authorize, regulate and provide for the payment by the State of Alabama of compensation to the surviving dependents of any Alabama national guardsman who is killed or whose death results from an injury received while he is engaged in the performance of his duties in quelling riots, routs, or civil disturbances; to designate the state board of adjustment as the state agency or awarding authority to hear, determine and order the payment of claims for compensation hereunder; to make an appropriation for payment of awards.

Also:

By Messrs. Hill and Haygood:

H. 650. To create a board of trustees to manage and control Florence State College; to prescribe the powers, duties, authority, and compensation of the board; to provide for the appointment and prescribe the term of office of members thereof; to divest the state department of education of all jurisdiction, power and authority with respect to the supervision, management and control of said college; and to provide for the transfer from said state department of education to the board of trustees of Florence State College of all supplies, funds, books, documents, records and other property or effects of such college.

Also:

By Messrs. Brown, Bank and Culver:

H. 509. To make a conditional appropriation from the Alabama special educational trust fund in the state treasury for the support and maintenance of schools for retarded children located in Tuscaloosa.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

The House Bills, the titles of which are set out in the foregoing Message from the House, were severally read one time and referred to appropriate Standing Committees, as follows:

H. B.'s 959, 978 and 509. To the Committee on Finance and Taxation.

H. B. 650. To the Committee on Public Buildings and Grounds.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House Bill and ordered same sent forthwith to the Senate without engrossment:

By Messrs. Perloff, Collins (W), Grayson, Hogan and Downing:

H. 77. To amend Section 254 of Title 13 of the Code of Alabama of 1940 which relates to the appointment and compensation of Deputy Solicitors or Deputy District Attorneys of the Thirteenth Judicial Circuit.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

The House Bill, the title of which is set out in the foregoing Message from the House, was read one time and referred to appropriate Standing Committee, as follows:

H. B. 77. To the Committee on Judiciary.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House Bills and ordered same sent forthwith to the Senate without engrossment:

By Messrs. Brown, Bank and Culver:

H. 489. To make an appropriation from the Alabama Special Educational Trust Fund in the state treasury for the support and maintenance of the Fairhope School for Retarded Children at Tuscaloosa.

Also:

By Mr. Hain:

H. 968. To provide for the repayment of public assistance funds obtained by any person not entitled thereto or in excess of that to which he is entitled, and to provide for the waiver of such repayment in certain instances.

Also:

By Messrs. Malone, Wright and Owens (W. E.):

H. 750. To amend Section 1 of Act No. 833, S. 128, Regular Session 1965, an Act relating to a health insurance plan for employees of the State of Alabama.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

The House Bills, the titles of which are set out in the foregoing Message from the House, were severally read one time and referred to appropriate Standing Committees, as follows:

H. B.'s 489 and 750. To the Committee on Finance and Taxation.

H. B. 968. To the Committee on Judiciary.

MESSAGE FROM THE HOUSE

Mr. President:

The House has passed the following Senate bills and returns same herewith to the Senate.

S. 171. To provide that in all misdemeanor cases for the violation of the Water Safety Act and regulations promulgated thereunder and in all misdemeanor cases for the violation of future laws to be enforced by the Water Safety Division where the defendant pleads guilty and no appeal is taken, no fee shall be taxed or collected for trial tax, solicitor's fees, or entering judgment in such cases cognizable in justice of the peace courts, county courts, inferior courts, law and equity courts, or courts of like jurisdiction.

Also:

S. 205. To amend Title 5, Section 255 of the Code of Alabama of 1940 so as to provide for the pledging or hypothecation of accounts held jointly in Savings and Loan Associations by one of such joint owners.

JOHN W. PEMBERTON,
Clerk.

REPORT OF COMMITTEE ON ENROLLED BILLS

Mr. President:

Your Standing Committee on Enrolled Bills begs leave to report that said Committee, in session, has compared the following enrolled Senate Bill and Senate Joint Resolution with the original Senate Bill and Senate Joint Resolution respectively, and finds same correctly enrolled, to-wit:

S. 45. Relating to Pike County; to provide further for the distribution of fines and forfeitures in certain cases.

Also:

S. J. R. 49. Requesting all State supported institutions of higher learning to fly the Alabama Flag and the Confederate Flag along side the American Flag at each football contest.

RICHARD DOMINICK,
Chairman.

SIGNING OF BILLS AND SENATE JOINT RESOLUTIONS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the foregoing bill and Senate Joint Resolution; the titles of which are set out in the foregoing report from the Committee on Enrolled Bills.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and adopted the following House Joint Resolution and sends same herewith to the Senate for its consideration:

By Messrs. Culver, Bank and Brown:

H. J. R. 99. WHEREAS, Judge W. C. Warren of Tuscaloosa, Alabama, distinguished Citizen, Senator and Circuit Judge, has through his years brought great honor to his profession, his community and his state, and

WHEREAS, Judge Warren graduated from the University of Alabama Law School Phi Beta Kappa and served Tuscaloosa County as State Senator for two terms, and

WHEREAS, Judge Warren has honorably served for twenty-seven years as Circuit Judge and for many years was Tuscaloosa County's sole circuit judge. His service has won respect for him among his colleagues and the Legal profession. A man of kindly disposition, he conducted his court with a friendly but firm hand, tempering justice with mercy, exemplifying "a friend to Man," and

WHEREAS, in addition to his outstanding service to his profession, Judge Warren has been a dedicated civic worker. He has long been international Judge Advocate for the Civitan Club. A loyal and devoted worker in his church, and

WHEREAS, Judge Warren, though widely recognized and acclaimed, has remained modest and gracious and is deeply respected and loved by all those who know him and have been associated with him.

NOW THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF ALABAMA, THE SENATE CONCURRING, That we express our most sincere appreciation to Judge W. C. Warren of Tuscaloosa, Alabama for his dedicated and outstanding service to humanity, justice and the Legal profession.

BE IT FURTHER RESOLVED That copies of this Resolution be sent to Judge W. C. Warren and the Tuscaloosa County Court House to be placed in Judge Warren's Court Room.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

On motion of Mr. Skidmore, the Rules were suspended and the Resolution, H. J. R. 99, set out in the foregoing Message from the House, was concurred in and adopted by the Senate.

FURTHER CONSIDERATION OF H. B. 24

The Senate proceeded to further consideration of the Bill:

H. 24. To make annual appropriations for the support, maintenance, and development of public education in Alabama for each of fiscal years ending September 30, 1968 and September 30, 1969, including all schools, agencies, services and institutions under the general or direct control or subject to the rules and regulations of the State Board of Education, the Board of Trustees of Alabama College, the Board of Trustees of Auburn University, the Board of Trustees of the University of Alabama, the Board of Trustees of the University of South Alabama, the Board of Trustees of the Alabama Institute for Deaf and Blind, the Board of Trustees of the Alabama Boys Industrial School, the Board of Trustees of the Alabama Industrial School for Negroes, the Board of Trustees of the State Training School for Girls, the Alabama Educational Television Commission, and for the Teachers' Retirement System.

and pending substitute, as amended. The question was on the amendment offered by Mr. Skidmore to the substitute, as amended, which said amendment is set out at length in the Journal of the Senate for the Thirty-Second Legislative Day.

And said amendment was then adopted by the Senate.

Mr. Vacca offered the following amendment to the Committee substitute, as amended, for the Bill, H. B. 24, to-wit:

AMENDMENT TO COMMITTEE SUBSTITUTE, AS AMENDED, FOR H. B. 24

Amend Section 15 of House Bill 24 by adding item A (10) "For the University of Alabama in Birmingham, College of General Studies 1,144,990.00"

(for the fiscal year ending September 30, 1968)

and further amend Section 15 of House Bill 24 by adding item A (9) "For the University of Alabama in Birmingham, College of General Studies 1,313,490.00" (for the fiscal year ending September 30, 1969)

On motion of Mr. Turner, said amendment was laid on the table.

Yeas 17; Nays 14.

Yeas:

Messrs.:	Cooper	Goodwyn	McDermott	
Adams	Engel	Leonard	Pelham	
Branyon	Folsom	Lindsey	Stone	
Carr	Giles	McCarley	Turner	
Clark	Givhan			—17

Nays:

Messrs.:	Dominick	Morrow	Skidmore	
Albea	Gilmore	Nabors	Torbert	
Bailes	Harris	Pierce	Vacca	
Childs	Hawkins	Radney		—14

MOTION TO ADJOURN LOST

Mr. Vacca moved that the Senate do now adjourn until Wednesday, August 23, 1967, at 10 o'clock A. M. Mr. Nabors moved as a substitute motion that the Senate recess until 9 o'clock P. M., which motion was lost.

Yeas 5; Nays 28.

Yeas:

Messrs.:	Hawkins	Skidmore	Torbert	
Harris	Nabors			—5

Nays:

Messrs.:	Engel	Leonard	Oden	
Adams	Folsom	Lindsey	Pelham	
Bailes	Giles	Lolley	Pierce	
Branyon	Gilmore	McCarley	Radney	
Childs	Givhan	McDermott	Stone	
Clark	Goodwyn	Morrow	Turner	
Cooper	Jackson	O'Bannon	Vacca	
Dominick				—28

The question recurred on the motion of Mr. Vacca that the Senate adjourn until Wednesday, August 23, 1967, at 10 o'clock A. M., which motion was lost.

Yeas 2; Nays 29.

Yeas: Messrs.: Clark, Harris —2

Nays:

Messrs.:	Giles	Lolley	Pierce	
Adams	Gilmore	McCarley	Radney	
Bailes	Givhan	McDermott	Skidmore	
Branyon	Goodwyn	Morrow	Stone	
Childs	Hawkins	O'Bannon	Torbert	
Cooper	Jackson	Oden	Turner	
Engel	Leonard	Pelham	Vacca	
Folsom	Lindsey			—29

MOTION IN WRITING

Mr. Cooper offered the following Motion in Writing, to-wit:

"I move that Senators Morrow and Bailes remove their objection to taking up Senate local bills at this time."

Which was read and referred to the Standing Committee on Rules.

FURTHER CONSIDERATION OF H. B. 24

The Senate proceeded to further consideration of the Bill, H. B. 24, and pending substitute, as amended.

Mr. Vacca offered the following amendment to the Committee substitute, as amended, for the Bill, H. B. 24, to-wit:

AMENDMENT TO COMMITTEE SUBSTITUTE, AS AMENDED, FOR H. B. 24

Amend Section 16 of House Bill 24 by substituting the figures 2,633,-155.00 in lieu of 3,133,155.00

On motion of Mr. Turner, said amendment was laid on the table.

Yeas 18; Nays 11.

Yeas:

Messrs.:	Engel	Hawkins	Pelham	
Adams	Folsom	Jackson	Stone	
Branyon	Giles	Leonard	Torbert	
Clark	Givhan	McDermott	Turner	
Cooper	Goodwyn	Oden		—18

Nays:

Messrs.:	Dominick	McCarley	Pierce	
Bailes	Gilmore	Morrow	Skidmore	
Childs	Harris	Nabors	Vacca	
				—11

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House Bill and ordered same sent forthwith to the Senate without engrossment:

By Messrs. Bowers, Holman, Kilgore, Weeks, Jackson (T), Gloor, House, Waggoner, Cook (Jefferson), Crane and Yeilding:

H. 499. To amend Chapter 2 of Title 17 of the 1940 Code of Alabama, as Amended, to authorize the holding of a presidential preferential primary, to authorize the making of rules governing such preferential primary, and providing for the time for holding such preferential primary, the ballot to be used in such preferential primary and the payment of expenses of such preferential primary.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

The House Bill, the title of which is set out in the foregoing Message from the House, was read one time and referred to appropriate Standing Committee, as follows:

H. B. 499. To the Committee on Privileges and Elections.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House Bills and ordered same sent forthwith to the Senate without engrossment:

By Mr. Cook (Coffee):

H. 599. To amend further Section 89 of Title 36, Code of Alabama (1940), as amended, which limits the size and weight limits of motor vehicles and loads, and prescribes exemptions therefrom.

Also:

By Messrs. Weeks, Tuck and Watkins:

H. 176. To provide funds for annual scholarships at certain state institutions of higher learning.

Also:

By Messrs. Weeks, Watkins, Kilgore, Bank and Bowers:

H. 248. Further to Amend Section 1 of Act No. 47, Special Session 1961, approved September 15, 1961 (Acts of 1961, p. 1904, et seq.) entitled "Relating to taxation; exempting Young Men's Hebrew Associations (Y. M. H. A.), also known as Jewish Community Centers (J. C. C.), the Seamen's Home of Mobile, incorporated under Act No. 145, Acts of Alabama 1844-45, the Catholic Maritime Club of Mobile, Inc., and the Knights of Pythias Lodges, and their property from state, county and municipal taxes, licenses, fees and excises, under certain prescribed conditions", as heretofore amended; providing exemption from taxation and licensing of certain charitable, religious and civic organizations.

Also:

By Messrs. Pennington and Brannan:

H. 576. To amend further Chapter 7 of Title 2, Code of Alabama of 1940, as amended, relating to the qualifications, annual permit and other requirements for persons engaged in professional services or work pertaining to entomological, pathological, horticultural and floricultural, and tree surgery work including structural pest control work; and to further amend said Chapter by amending Section 677 thereof relating to persons to whom the provisions and requirement of said Chapter are applicable.

Also:

By Messrs. Brannan and Owen (Baldwin):

H. 387. To provide a "Public Pier Revolving Fund" for the Division of State Parks, Monuments and Historical Sites for the operation of a public fishing pier at Gulf State Park, Baldwin County, Alabama, and to provide an original appropriation to said fund.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

The House Bills, the titles of which are set out in the foregoing Message from the House, were severally read one time and referred to appropriate Standing Committees, as follows:

H. B. 599. To the Committee on Public Buildings and Grounds.

H. B.'s 176, 248 and 387. To the Committee on Finance and Taxation.

H. B. 576. To the Committee on Agriculture.

MESSAGE FROM THE HOUSE

Mr. President:

The House has passed the following Senate bill and returns same herewith to the Senate:

S. 495. To amend Section 2 of Act No. 175 adopted at the Regular Session of 1951 of the Legislature of Alabama so as to permit any corporation at any time existing under the said Act No. 175 or under Sections 394 to 402, inclusive, of the Alabama Code of 1940, as amended, to amend its certificate of incorporation under the provisions of the said Act No. 175 so as to include in the said certificate of incorporation any provision that may lawfully be included in an original certificate of incorporation filed under the said Act No. 175.

JOHN W. PEMBERTON,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House Bills and ordered same sent forthwith to the Senate without engrossment:

By Messrs. Brannan and Owen (Baldwin):

H. 388. To make an appropriation to the Division of Seafoods of the Department of Conservation for the fiscal year ending September 30, 1967.

Also:

By Messrs. Brannan and Owen (Baldwin):

H. 389. To amend Section 6 of Act No. 344, Acts of Alabama 1955, as amended, which pertains to salaries of the Secretary and Assistant Secretary of the Fort Morgan Historical Commission.

Also:

By Mr. Holladay:

H. 635. Relating to the Thirtieth Judicial Circuit; creating an additional judgeship for such circuit; providing for the designation of such judgeships by number and for a presiding judge of such circuit; and providing for the election, term, compensation, powers, duties, liabilities and authority of an additional judge for such circuit.

Also:

By Mr. Holladay:

H. 865. Relating to county boards of equalization; providing that final assessments by the board cannot be increased for three years unless improvements or additions are made to assessed property.

Also:

By Messrs. Holladay and Bolton:

H. 854. An act providing for the regulation of junkyards along the Interstate and Primary Systems; restricting locations; licensing; screening; acquisition; penalties.

Also:

By Messrs. Holladay and Bolton:

H. 853. Providing for Highway Beautification and Scenic Enhancement.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

The House Bills, the titles of which are set out in the foregoing Message from the House, were severally read one time and referred to appropriate Standing Committees, as follows:

H. B.'s 388, 389 and 865. To the Committee on Finance and Taxation.

H. B. 635. To the Committee on Judiciary.

H. B.'s 854 and 853. To the Committee on Public Roads and Highways.

MESSAGE FROM THE HOUSE

Mr. President:

The House has amended as therein shown and as amended has passed the following Senate bill and returns same herewith to the Senate:

S. 102. To make appropriations for support and maintenance of the Tuskegee Institute, located in Macon County.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

On motion of Mr. Radney, the Senate concurred in and adopted the following House amendment to the Bill, S. B. 102, the title of which is set out in the foregoing Message from the House, to-wit:

AMENDMENT TO S. B. 102

In Section 1, strike out the words and figures "six hundred seventy thousand four hundred and sixty-six dollars ($670,466.00)" and insert "four hundred seventy thousand dollars ($470,000.00)"

Yeas 24; Nays 3.

Yeas:

Messrs.:	Gilmore	Lolley	Pierce
Adams	Givhan	McCarley	Radney
Bailes	Harris	McDermott	Skidmore
Carr	Jackson	Morrow	Stone
Cooper	Leonard	Nabors	Torbert
Engel	Lindsey	O'Bannon	Vacca
Folsom			—24

Nays: Messrs.: Giles, Pelham, Turner —3

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House Bills and ordered same sent forthwith to the Senate without engrossment:

By Messrs. Beck, McDonald, Meade, Starnes, Drake and Williams:

H. 870. To amend Code of Alabama 1940, Title 12, Section 224, in relation to the authority of counties to acquire lands for parks and museums and for oher purposes.

Also:

By Messrs. Drake, Meade, Starnes, Smith (C), Malone, Owens (W. E.), Beck, Jones, Shumate, Headley, Collins (W), Stembridge, McCorquodale, Graham, McDonald, Crawford, Berryman (R), Lybrand, Kilgore, Hill, Doss, Bank, Slate, Brown, Hogan, Downing, Marr, Mays, Owen (Baldwin) Brannan, Foshee, Jackson (F), Springer, Garrett, Young, Bassett, Melton, Bowers, Waggoner, Crane, Holman, Fite, Meeks, Ellis, Pennington, House, Merrill, Laxson, Snodgrass, Cherner, Steagall, Agee, Paulk, Neville, Lemley, Haygood, Bolton, Mathews, Berryman (W), Smith (P), Pearson, Snell, Brassell, Cook (Coffee), Gloor, Pruitt, Manley, Cook (Jefferson), Cameron, Stubbs, Dobbs, Culver and Perloff:

H. 866. To provide wage and salary increases for certain public school employees, and to make an appropriation from the Alabama special educational trust fund for such purpose.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

The House Bills, the titles of which are set out in the foregoing Message from the House, were severally read one time and referred to appropriate Standing Committees, as follows:

H. B. 870. To the Committee on Judiciary.

H. B. 866. To the Committee on Finance and Taxation.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House Bills and ordered same sent forthwith to the Senate without engrossment:

By Mr. Smith (P):

H. 686. To amend further Code of Alabama 1940, Title 22, Section 207, in relation to the membership of the milk control board and the compensation of such members, and giving the amendment retroactive effect.

Also:

By Messrs. Starnes, Drake and McDonald:

H. 69. To regulate further the office of judge of the circuit court of the twenty-seventh judicial circuit; to authorize and create an addi-

tional judgeship of the twenty-seventh judicial circuit; to provide for the election, jurisdiction, powers, duties, authority and qualifications of the additional judge; to render him liable to all the pains and penalties of other circuit judges of the State; and to provide for and fix the salary of the judges of said circuit.

Also:

By Messrs. Smith (P), Smith (C) and Marr:

H. 805. To amend further Code of Alabama 1940, Title 2, Section 606, in relation to the size of bottles or other containers used for the sale of milk or cream.

Also:

By Messrs. Owen (Baldwin) and Brannan:

H. 390. Relating to coroners, authorizing coroners to appoint deputies.

Also:

By Messrs. Bowers, Adwell, Crane, Kilgore, Bank, Gafford, Merrill, Lybrand, Hobbie, Smith (P), Owens (W), McCorquodale, Lemley, Holman, Waggoner and House:

H. 710. To amend further Code of Alabama 1940, Title 55, Section 305, which relates to the establishment of employment registers under the merit system law for the various classes of positions in the classified service of the State of Alabama, in order to extend the veterans preference therein provided to persons who served honorably in the armed forces of the United States at any time during the period from January 31, 1955 through December 31, 1963 and under certain conditions to the wives and widows of persons who served honorably during this period.

Also:

By Mr. Bowers:

H. 370. Relating to larceny and like offenses, providing for the punishment of the theft of technical processes, inventions or secret formulas.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

The House Bills, the titles of which are set out in the foregoing Message from the House, were severally read one time and referred to appropriate Standing Committees, as follows:

H. B. 686. To the Committee on Finance and Taxation.

H. B.'s 69, 390, 710 and 370. To the Committee on Judiciary.

H. B. 805. To the Committee on Agriculture.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House Bills and ordered same sent forthwith to the Senate without engrossment:

By Messrs. Young and Lemley:

H. 284. To amend further Code of Alabama 1940, Title 51, Section 94, in relation to the compensation and time of service of members of county boards of equalization.

Also:

By Messrs. Young and Lemley:

H. 285. To amend further Code of Alabama 1940, Title 17, Section 24, in relation to the compensation of members of boards of registrars.

Also:

By Messrs. Young and Lemley:

H. 286. To amend further Code of Alabama 1940, Title 30, Section 12, in relation to the compensation of jury commissioners.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

The House Bills, the titles of which are set out in the foregoing Message from the House, were severally read one time and referred to appropriate Standing Committees, as follows:

H. B.'s 284 and 285. To the Committee on Finance and Taxation.

H. B. 286. To the Committee on Counties and County Boundaries.

UNANIMOUS CONSENT REQUESTED

Mr. Cooper requested unanimous consent to take up Senate local bills as they appear on the Calendar. On the objection of Mr. Morrow, unanimous consent was refused.

ADJOURNMENT

At 7:45 P. M., on motion of Mr. Cooper, pending further consideration of H. B. 24, and in accordance with Joint Resolution heretofore adopted by the Senate, the Senate adjourned until Wednesday, August 23, 1967, at 10 o'clock A. M.

THIRTY-FOURTH LEGISLATIVE DAY

WEDNESDAY, AUGUST 23, 1967

The Senate met pursuant to adjournment, Lieutenant Governor Brewer presiding.

PRAYER

The Session was opened with prayer by the Reverend Lewis Marler, Pastor, Ridgecrest Baptist Church, Montgomery, Alabama.

ROLL CALL

Present:

Messrs.:	Dominick	Jackson	Oden
Adams	Engel	Leonard	Pelham
Albea	Folsom	Lindsey	Pierce
Bailes	Giles	Lolley	Radney
Branyon	Gilmore	McCarley	Skidmore
Carr	Givhan	McDermott	Stone
Childs	Goodwyn	Morrow	Torbert
Clark	Harris	Nabors	Turner
Cooper	Hawkins	O'Bannon	Vacca

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JOURNAL

On motion of Mr. Cooper, the reading of the Journal of yesterday was dispensed with and same approved by the Senate.

REPORT OF COMMITTEE
ON
REVISION OF THE JOURNAL

Mr. President:

Your Standing Committee on Revision of the Journal begs leave to report that said Committee, in Session, has carefully examined the Journal of the Senate for the Thirty-Third Legislative Day and finds same correct and containing all original entries and references thereto required by the Constitution.

STEWART O'BANNON, JR.
Chairman.

COMMITTEE REPORT

On motion of Mr. O'Bannon, the foregoing report was concurred in and the Journal of the Senate for the Thirty-Third Legislative Day was approved by the Senate.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House Bills and ordered same sent forthwith to the Senate without engrossment:

By Messrs. Owen (Baldwin), Brannan, Mays, Watkins, Grayson, Downing, Collins (W) and Edington:

H. 3. To amend Section 1, Act No. 931, Acts of Alabama 1951, page 1599, approved September 12, 1951.

Also:

By Messrs. Garrett and Melton:

H. 999. To provide an expense account for coroners in counties having populations not less than 22,372 nor more than 24,000 in lieu of all fees he now receives.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

The House Bills, the titles of which are set out in the foregoing Message from the House, were severally read one time and referred to appropriate Standing Committees, as follows:

H. B. 3. To the Committee on Fish and Game.

H. B. 999. To the Committee on Local Legislation No. 1.

REPORTS OF COMMITTEES

Mr. Goodwyn, Chairman of the Standing Committee on Judiciary, reported that said Committee, in Session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit:

By Mr. Bowers et al:

H. 113. To make it unlawful to entice children for immoral purposes or for the purpose of committing assaults; and prescribing penalties for violations of the Act.

By Mr. Bowers et al:

H. 114. Relating to offenses against children; to make it unlawful for any man indecently to expose his sexual organs or private parts in the presence of any child under the age of 14; and to fix the punishment therefor.

By Mr. Bowers et al:

H. 115. To amend Act No. 397, S. 279, Regular Session 1955 (Acts 1955, p. 932), an act defining the crime of indecent molestation of children and fixing the punishment therefor.

By Mr. Grayson:

H. 1008. To amend further Code of Alabama Title 34, Section 29, in relation to proof of residence in divorce cases where the defendant is a nonresident.

Mr. Turner, Chairman of the Standing Committee on Finance and Taxation, reported that said Committee, in Session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit:

By Mr. Weeks et al:

H. 248. Further to Amend Section 1 of Act No. 47, Special Session 1961, approved September 15, 1961 (Acts of 1961, p. 1904, et seq.) entitled "Relating to taxation; exempting Young Men's Hebrew Associations (Y.M.H.A.), also known as Jewish Community Centers (J.C.C.), the Seamen's Home of Mobile, incorporated under Act No. 145, Acts of Alabama 1844-45, the Catholic Maritime Club of Mobile, Inc., and the Knights of Pythias Lodges, and their property from state, county and municipal taxes, licenses, fees and excises, under certain prescribed conditions", as heretofore amended; providing exemption from taxation and licensing of certain charitable, religious and civic organizations.

By Messrs. Young and Lemley:

H. 284. To amend further Code of Alabama 1940, Title 51, Section 94, in relation to the compensation and time of service of members of county boards of equalization.

By Messrs. Young and Lemley:

H. 285. To amend further Code of Alabama 1940, Title 17, Section 24, in relation to the compensation of members of boards of registrars.

By Messrs. Malone, Wright and Owens (W. E.):

H. 750. To amend Section 1 of Act No. 833, S. 128, Regular Session 1965, an Act relating to a health insurance plan for employees of the State of Alabama.

By Mr. Drake et al:

H. 866. To provide wage and salary increases for certain public school employees, and to make an appropriation from the Alabama special educational trust fund for such purpose.

By Mr. Cook (Jefferson) et al:

H. 978. To authorize, regulate and provide for the payment by the State of Alabama of compensation to the surviving dependents of any Alabama national guardsman who is killed or whose death results from an injury received while he is engaged in the performance of his duties in quelling riots, routs, or civil disturbances; to designate the state board of adjustment as the state agency or awarding authority to hear, determine and order the payment of claims for compensation hereunder; to make an appropriation for payment of awards.

By Messrs. Meade and Beck:

H. 22. To make an appropriation to the use of the Terrapin Creek Watershed Association.

Mr. Branyon, Chairman of the Standing Committee on Agriculture, reported that said Committee, in Session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to-wit:

By Messrs. Smith (P), Smith (C) and Marr:

H. 805. To amend further Code of Alabama 1940, Title 2, Section 606, in relation to the size of bottles or other containers used for the sale of milk or cream.

Mr. Turner, Chairman of the Standing Committee on Public Buildings and Grounds, reported that said Committee, in Session, had acted on

the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit:

By Mr. Kilgore et al:

H. 979. To amend Section 6, Act No. 367, Acts of Alabama, 1957, Title 52, Section 61 (6), Code of Alabama, 1940 (Recompiled, 1958), relating to the assignment and transfer of teachers in the schools of the state.

By Mr. Harris et al:

H. 582. To create a special fund in the state treasury for deposit of certain gifts or cash donations made to the state department of archives and history and to designate it the "Memorial Fund—Department of Archives and History"; to authorize and regulate the use and expenditure of such fund; and to designate gifts payable to such fund as gifts to the State of Alabama for income tax purposes.

By Mr. Cook (Coffee):

H. 599. To amend further Section 89 of Title 36, Code of Alabama (1940), as amended, which limits the size and weight limits of motor vehicles and loads, and prescribes exemptions therefrom.

By Messrs. McElhaney, Harris and Springer:

H. 1001. To authorize the Alabama public school and college authority, a public corporation, to issue and sell additional bonds in the principal amount of $5,000,000 for the purpose of constructing, equipping, establishing, creating, supporting and maintaining a four-year college at Montgomery under the supervision and control of the board of trustees of Auburn University.

Mr. Turner, Chairman of the Standing Committee on Finance and Taxation, reported that said Committee, in Session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit:

By Messrs. Crawford, Bassett and Turnham:

H. 55. To amend further Section 366 of Title 52, Code of Alabama 1940, as amended, which relates to the teachers' retirement system so as to provide further disability retirement benefits for members.

By Messrs. Brown, Bank and Culver:

H. 489. To make an appropriation from the Alabama Special Educational Trust Fund in the state treasury for the support and maintenance of the Fairhope School for Retarded Children at Tuscaloosa.

By Messrs. Weeks, Tuck and Watkins:

H. 176. To provide funds for annual scholarships at certain state institutions of higher learning.

By Messrs. Brannan and Owen (Baldwin):

H. 388. To make an appropriation to the Division of Seafoods of the Department of Conservation for the fiscal year ending September 30, 1967.

By Messrs. Brannan and Owen (Baldwin):

H. 387. To provide a "Public Pier Revolving Fund" for the Division of State Parks, Monuments and Historical Sites for the operation of a public fishing pier at Gulf State Park, Baldwin County, Alabama, and to provide an original appropriation to said fund.

By Messrs. Brown, Bank and Culver:

H. 509. To make a conditional appropriation from the Alabama special educational trust fund in the state treasury for the support and maintenance of schools for retarded children located in Tuscaloosa.

Mr. Bailes, Chairman of the Standing Committee on Privileges and Elections, reported that said Committee, in Session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to-wit:

By Mr. Bowers et al:

H. 499. To amend Chapter 2 of Title 17 of the 1940 Code of Alabama, as Amended, to authorize the holding of a presidential preferential primary, to authorize the making of rules governing such preferential primary, and providing for the time for holding such preferential primary, the ballot to be used in such preferential primary and the payment of expenses of such preferential primary.

Mr. Turner, Chairman of the Standing Committee on Public Buildings and Grounds, reported that said Committee, in Session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to-wit:

By Messrs. Hill and Haygood:

H. 650. To create a board of trustees to manage and control Florence State College; to prescribe the powers, duties, authority, and compensation of the board; to provide for the appointment and prescribe the term of office of members thereof; to divest the state department of education of all jurisdiction, power and authority with respect to the supervision, management and control of said college; and to provide for the transfer from said state department of education to the board of trustees of Florence State College of all supplies, funds, books, documents, records and other property or effects of such college.

Mr. Turner, Chairman of the Standing Committee on Finance and Taxation, reported that said Committee, in Session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit:

By Messrs. Brannan and Owen (Baldwin):

H. 389. To amend Section 6 of Act No. 344, Acts of Alabama 1955, as amended, which pertains to salaries of the Secretary and Assistant Secretary of the Fort Morgan Historical Commission.

By Mr. Smith (P):

H. 686. To amend further Code of Alabama 1940, Title 22, Section 207, in relation to the membership of the milk control board and the compensation of such members, and giving the amendment retroactive effect.

By Messrs. McCorquodale, Cook (Coffee) and Gloor:

H. 959. To provide for payment of license taxes and registration fees on private passenger automobiles on a quarterly declining basis.

Mr. Folsom, Chairman of the Standing Committee on Local Legislation No. 1, reported that said Committee, in Session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit:

By Mr. Springer et al (With Notice and Proof):

H. 901. Relating to Montgomery County; making further provisions regarding the use of that portion of the Proceeds from the State Gasoline Excise Tax that may be paid to Montgomery County pursuant to the provisions of Section 5(b) of Act No. 224 adopted at the special session of the Legislature of Alabama that convened on March 2, 1967; and providing for part of the said proceeds to be distributed, following their receipt by the county, to the City of Montgomery and any other municipal corporation or municipal corporations hereafter existing in the said county.

By Messrs. Perloff, Marr and Smith (C):

H. 916. Relating to cities having a population of not less than 35,000 nor more than 55,000 according to the last or any subsequent federal decennial census; providing for the planning, design, location, financing, acquisition of property for, construction, alteration, enlargement, use, maintenance, and fostering of off-street automobile parking facilities in such cities.

By Messrs. Slate and Doss:

H. 946. To provide expense allowances for the judges of the circuit court of the Eighth Judicial Circuit of Alabama.

By Messrs. Graham and Berryman (W):

H. 1006. To fix the compensation of certain county officers in all counties having populations of not less than 46,500 nor more than 48,000; to repeal conflicting laws; and to provide for a referendum.

By Messrs. Wright, Owens (W. E.) and Malone:

H. 970. To amend Section 2 of Act No. 706, H. 1117, Regular Session 1965, which applies only to counties having populations of not less than 96,000 nor more than 106,000 according to the most recent federal decennial census; further regulating the compensation and allowances of deputies of the sheriff of all such counties.

By Messrs. Malone, Wright and Owens (W. E.):

H. 972. To provide additional and alternate methods of annexation of certain territory to municipalities in counties in the State of Alabama having a population of not less than ninety-six thousand (96,000) nor more than one hundred six thousand (106,000) inhabitants according to the last or any subsequent Federal Census.

By Messrs. Dobbs and Shumate (With Notice and Proof):

H. 941. To alter, rearrange and extend the boundary lines and corporate limits of the town of Sumiton in Walker County.

By Mr. Lybrand:

H. 955. An act providing for the allocation of the duties of the chairman and members of the city commission of certain cities in counties having populations of not less than 76,000 nor more than 96,000 according to the most recent federal decennial census, and providing for their compensation.

By Messrs. Owens (W. E.), Malone and Wright (with Notice and Proof):

H. 971. Relating to Etowah County; to provide for the appointment of the county superintendent of education; to prescribe the qualifications, duties, term of office, and compensation of such officer; and to repeal all conflicting laws.

By Mr. Graham (with notice and proof):

H. 1005. To amend Act No. 516, of H. 1003, Regular Session 1959, which act levies county privilege license and excise taxes for public school purposes in Franklin County (Acts 1959, v. 2, p. 1267), so as to make further provisions respecting distribution of the proceeds of such taxes.

By Mr. Berryman (R):

H. 942. Relating to counties having populations of not less than 22,500 nor more than 24,550 according to the most recent federal decennial census, whose roads and bridges are constructed, maintained and repaired by the state highway department; forbidding the judge of probate of any such county to remit to the state highway department moneys collected by him from that part of the motor vehicle and trailer license taxes allocated to the county; to require such judges of probate to deposit such moneys in a special fund in the county treasury; and to prescribe the use thereof.

By Messrs. Bolton and Smith (P):

H. 1002. Applying to all counties having a population of not less than 65,000 nor more than 95,000 according to the last or any subsequent federal decennial census; creating an assistant clerk in certain divisions of the county courts in such counties and providing for the pay thereof.

By Messrs. Smith (P) and Bolton (with notice and proof):

H. 905. To repeal Act No. 322, S. 398, Regular Session 1951 (Acts 1950-1951, v. 1, p. 613) entitled "An Act to abolish the office of Deputy Circuit Solicitor and County Solicitor for Talladega County, Alabama, and to require the Circuit Solicitor of any judicial circuit embracing only Talladega County to represent the State of Alabama and Talladega County in all ways required of the County Solicitor by law.

By Mr. Bolton:

H. 860. To apply only in counties having populations of not less than 65,000 nor more than 95,000; providing additional expense allowances for certain officers of such counties payable from the county treasury.

By Messrs. Merrill, Burgess and Lybrand:

H. 954. Relating to counties having populations of not less than 80,000 nor more than 96,000 according to the most recent federal decennial census; to provide an additional expense allowance for the sheriff of any such county.

By Messrs. Berryman (W) and Graham:

H. 943. Relating to counties having populations of not less than 21,900 nor more than 22,300 according to the most recent federal decennial census, whose roads and bridges are constructed, maintained and repaired by the state highway department; authorizing and providing for the deduction and withholding by the judge of probate of any such county of a prescribed amount of the first moneys accruing from that part of the motor vehicle and trailer license taxes allocated to the county when such judge remits such taxes to the state highway department; and to prescribe the use of the amount so deducted.

By Mr. Hain (With notice and proof):

H. 967. To alter, re-arrange and extend the boundary lines and corporate limits of the City of Selma, Dallas County, so as to annex certain territory to the city.

By Mr. Owens (W) (with notice and proof):

H. 974. To alter, re-arrange and extend the boundaries and corporate limits of the municipality of Moundville in Hale County; annexing certain territory to said municipality.

By Messrs. Merrill, Burgess and Lybrand:

H. 953. Relating to counties having populations of not less than 80,000 nor more than 96,000 according to the most recent federal decennial census; to provide an additional expense allowance for the judge of probate of any such county.

By Messrs. Owen (Baldwin) and Brannan (with notice and proof):

H. 917. To change the method of compensating certain officers of Baldwin County, placing such officers on a salary basis, and providing for the operation of their offices on such basis.

By Messrs. Brannan and Owen (Baldwin) (with notice and proof):

H. 952. To alter or rearrange the boundary lines of the Town of Gulf Shores, Baldwin County, Alabama, so as to include within the corporate limits of said Town all territory now within such corporate limits and also certain other territory contiguous thereto, in Baldwin County, Alabama.

By Mr. Mays (with notice and proof):

H. 920. To alter, rearrange and extend the boundary lines and corporate limits of the city of Atmore in Escambia County.

By Mr. Headley (with notice and proof):

H. 896. Relating to Chilton County; regulating the compensation and allowances of members of the county board of education.

By Messrs. Headley, Lemley and McCorquodale:

H. 998. Relating to Counties having a population of not less than 25,500, nor more than 25,700 inhabitants, providing authority to county governing bodies to regulate, collect and dispose of rubbish, trash, garbage and litter on and along public roads and highways within said counties; to license owners of approved containers to place same on margins of such right-of-ways and to set, levy and collect a privilege license tax on voluntary applicants for such licenses; with limitation on use of license as defense evidence in certain criminal actions.

By Messrs. Neville and Paulk:

H. 918. To provide additional compensation for the official court reporter of the third judicial circuit.

By Mr. Neville (with notice and proof):

H. 950. To alter, rearrange, and extend the boundary lines and corporate limits of the Town of Clio, Barbour County, Alabama.

By Mr. Fine (with notice and proof):

H. 931. To provide further for the selection of textbooks and instructional materials for use in the public schools of Lamar County.

By Mr. Fine:

H. 989. Relating to counties having populations of not less than 13,900 nor more than 14,300 according to the most recent federal decennial census, regulating the compensation of the county superintendents of education.

By Mr. Fine:

H. 988. To prescribe the salary and manner of payment of certain deputies sheriff in all counties having a population of not less than 13,900 nor more than 14,300 according to the 1960 or any subsequent federal decennial census.

By Mr. Fine (with notice and proof):

H. 986. To authorize the Fayette County Board of Education to furnish certain supplies and services heretofore furnished by the Court of County Commissioners and relieving the Court of County Commissioners of the responsibility of furnishing such supplies and services.

By Mr. Paulk:

H. 919. To authorize the establishment of branch banks in counties having a population of not less than 26,000 nor more than 27,000.

By Mr. Snodgrass et al:

H. 934. To fix the compensation of the judge of the county court in any county having a population of not less than 170,000 nor more than 300,000 according to the last or any succeeding federal census.

By Mr. Snodgrass et al:

H. 935. To regulate further the costs and fees in the county courts of all counties having populations of not less than 170,000 nor more than 300,000 according to the last or any subsequent federal census.

By Mr. Pennington et al (with notice and proof):

H. 991. To provide for public highways, streets, and bridges in Madison County; and to that end to require that the said county provide the services of a county engineer for its highway, street and bridge program and to make provisions for the distribution among the said county and the municipalities therein of (1) those portions of the net proceeds from the state gasoline excise tax that are allocated or apportioned to the said county by Sections 3 and 4 of Act No. 224 adopted at the special session of the Legislature of Alabama that convened on March 2, 1967, and (2) those portions of the net proceeds from the state motor vehicle license taxes and registration fees that are referred to in paragraphs (b) and (c) of Section 713 of Title 51 of the Code of Alabama of 1940, as amended, and that are provided in the said paragraphs to be paid or allocated to the said county and the municipalities therein.

By Mr. Snodgrass et al:

H. 933. To provide an expense allowance for the judge of the county court in all counties having populations of not less than 170,000 nor more than 300,000 according to the last or any succeeding federal census and to provide for an effective date and an expiration date for the operation of such Act.

By Messrs. Grayson, Downing and Collins (C):

H. 848. To provide for the appointment by the Governor of a Special Judge in Inferior County Courts in counties having a population of not less than 300,000 nor more than 500,000, according to the last Federal decennial census, when the judge of said court has impeachment proceedings pending against him and to provide for the appointment by the Governor of a judge in the event said office shall become vacant and to provide for the election of a successor.

By Messrs. Stembridge and Crawford (with notice and proof):

H. 921. To amend Section 5 of Act No. 163, H. 765 approved July 23, 1965, an Act entitled "To amend Section 5 of Act No. 11, S. 88, approved May 30, 1957 (Acts 1957, v. 1, p. 35), an Act entitled 'To provide deputies, clerks, and other assistants for certain officers of Houston County, to regulate their compensation and provide for the payment thereof, and to repeal conflicting laws,' so as to further regulate the salaries of certain deputies of the sheriff." So as to provide additional compensation for certain deputies of the sheriff.

By Mr. Grayson:

H. 994. To authorize the governing body of any county of the state having a population of not less than 300,000 nor more than 500,000, according to the last or any subsequent federal census, to levy a business or privilege tax upon any business, vocation, occupation, calling or profession for which a license or privilege tax is not required for either the State of Alabama or the county by the laws of the State of Alabama.

By Mr. Grayson:

H. 937. An Act to provide for a retirement pension for certain elected public officials of any municipality having a population of not less than 200,000 nor more than 500,000 according to the most recent Federal decennial census; to prescribe the eligibility requirements for such pension and the amount, method, and source of payment thereof.

By Mrs. Collins (C) et al:

H. 948. To provide further for funds for the maintenance and operation of a county health department under direction of a county health officer in all counties having populations of not less than 300,000 nor more than 500,000, according to the most recent federal decennial census; requiring contributions by incorporated municipalities in such counties.

By Mr. Hogan et al (with notice and proof):

H. 996. To provide retirement allowances for certain elected officials of Mobile County and of incorporated municipalities therein; providing for contributions by elected officials from the salaries paid them as public officials; providing for certain payment in event of disability; providing for approval of a majority of the voters in the respective political subdivisions before the provisions of this act can become operative as to any such subdivision.

By Mrs. Collins (C) et al:

H. 947. To provide further for funds for the maintenance and operation of a county health department under direction of a county health officer in all counties having populations of not less than 300,000 nor more than 500,000, according to the most recent federal decennial census.

By Messrs. Stembridge and Crawford (with notice and proof):

H. 922. Relating to law enforcement in Houston County; fixing the fee for the issuance of pistol permits; providing for the deposit of such fees in the general fund and in a fund to be designated the Sheriff's Fund and providing for the use of the money deposited in the Sheriff's Fund.

By Messrs. Beck and Meade (with notice and proof):

H. 957. Relating to the municipality of Henagar in DeKalb County; to alter, re-arrange and extend the boundaries of The Town of Henagar.

By Messrs. Meade and Beck:

H. 956. To apply only in counties having populations of not less than 16,150 nor more than 17,350; providing expense allowances for register in chancery of such counties.

By Messrs. Doss and Slate (with notice and proof):

H. 939. Relating to Morgan County; amending Section 16 of Act No. 129, S. 97, Regular Session 1939 (Local Acts 1939, p. 70), as amended, which created the Morgan County Board of Revenue and Control; providing for the filling of vacancies occurring on the board by the remaining members of the board.

By Messrs. Doss and Slate (with notice and proof):

H. 903. Relating to Morgan County; relieving certain county officials of the duty of subscribing for, taking, filing, causing to be bound, and kept in their respective offices, copies of weekly newspapers published in the county.

By Messrs. Doss and Slate (with notice and proof):

H. 902. To provide for the payment into the general fund of Morgan County of all fees collected as solicitors' fees in the Morgan County Court of Morgan County, Alabama.

By Messrs. Slate and Doss:

H. 851. To apply only in counties having populations of not less than 57,000 nor more than 61,000 according to the most recent federal decennial census; providing additional expense allowances for the tax assessors and tax collectors of such counties.

By Messrs. Doss and Slate:

H. 949. To apply only in counties having populations of not less than 57,000 nor more than 61,000 according to the most recent federal decennial census; to provide additional clerical help for the circuit court clerk.

By Mr. Steagall:

H. 1010. To apply only in counties having populations of not less than 31,000 nor more than 32,000 according to the most recent federal decennial census, fixing the per diem pay for members of the county board of equalization.

By Mr. Turnham et al (with notice and proof):

H. 932. To amend further Act No. 242, H. 678, Regular Session 1949, relating to the court of common pleas of Lee County, so as to make further provisions respecting allowances for expenses of the judge and deputy district attorney and for operation of the juvenile division of said court.

By Mr. Fite (with notice and proof):

H. 951. To make an appropriation from the Marion County treasury for the relief of L. J. Clay.

By Mr. Young (with notice and proof):

H. 961. To amend Act No. 446, H. 859, Regular Session 1947 (Local Acts 1947, p. 313), entitled "An Act To allow the members of Cleburne County Board of Education sixteen regular meeting days and pay for not more than sixteen days for each year payable from the General School Funds of Cleburne County, Alabama," so as to provide further for the pay of the members of such board.

By Mr. Berryman (R) (with notice and proof):

H. 842. To amend Act No. 103, H. 115, of the 1966 Special Session (Acts, Special Session 1966, p. 136) so as to increase the amount of the public school funds which may be expended by the Board of Education of Lawrence County for erecting, equipping and landscaping an administration building.

By Mr. Young (with notice and proof):

H. 962. Relating to Randolph County; abolishing the court of county commissioners and creating in lieu thereof a board of revenue; providing for the election, terms, duties and compensation of the members and chairman of the board of revenue; and relieving the probate judge of certain duties in connection therewith.

By Messrs. McCorquodale and Agee:

H. 875. To regulate the compensation of jurors in counties having populations of not less than 25,700 nor more than 25,900.

By Messrs. McCorquodale and Agee:

H. 874. To fix the compensation of the members of the county board of education in all counties having populations of not less than 25,700 nor more than 25,900.

Mr. Goodwyn, Chairman of the Standing Committee on Judiciary, reported that said Committee, in Session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit:

By Mr. Hain:

H. 968. To provide for the repayment of public assistance funds obtained by any person not entitled thereto or in excess of that to which he is entitled, and to provide for the waiver of such repayment in certain instances.

By Mr. Bowers et al (with notice and proof):

H. 926. To create one additional judgeship for the Tenth Judicial Circuit of Alabama; and without limiting the generality of the foregoing to provide for the election of the incumbent thereof; and to prescribe the jurisdiction, power, authority, duties, responsibilities, qualifications and compensation of such incumbent; to abolish the office of the Judge of the Juvenile and Domestic Relations Court of Jefferson County, Alabama, but not to abolish the court itself; to change the name of the Juvenile and Domestic Relations Court of Jefferson County, Alabama, to the Family Court of Jefferson County, Alabama; and to provide that such additional judge shall, without additional compensation, be in addition to his other duties and responsibilities, ex officio judge of the Family Court of Jefferson County, Alabama.

By Mr. Ellis et al:

H. 740. Relating to crimes and offenses involving motor vehicles; making it a felony for a person to throw or shoot a deadly or dangerous missile into an occupied motor vehicle and prescribing the punishment therefor.

By Messrs. Holladay and Smith (P):

H. 634. To amend Section 2 of Act No. 76, S. 61, Extra Session 1961, providing for the transfer of cases to a proper court when the trial court sustains a plea in abatement as to venue (Acts 1961, v. 2, p. 1953).

By Messrs. Meade and Drake:

H. 518. To amend further Section 7 of Act No. 422, H. 325, Regular Session 1951, an act known as "The Alabama Real Estate License Law."

Mr. Goodwyn, Chairman of the Standing Committee on Judiciary, reported that said Committee, in Session, had acted on the following bill and ordered same returned to the Senate with a favorable report, with amendment, and it was read a second time and placed on the calendar, to-wit:

By Mr. Perloff et al (with amendment):

H. 77. To amend Section 254 of Title 13 of the Code of Alabama of 1940 which relates to the appointment and compensation of Deputy Solicitors or Deputy District Attorneys of the Thirteenth Judicial Circuit.

Mr. Folsom, Chairman of the Standing Committee on Local Legislation No. 1, reported that said Committee, in Session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to-wit:

By Mr. McDonald (with notice and proof):

H. 817. To alter, rearrange, extend and redefine the boundaries and corporate limits of the City of Arab in Marshall County, so as to annex certain territory to the City; and making the act effective upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Mr. Morrow, Chairman of the Standing Committee on Local Legislation No. 2, reported that said Committee, in Session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit:

By Mr. House et al (with notice and proof):

H. 883. To provide for the compensation to be paid the First Deputy District Attorney, the Second Deputy District Attorney, the Third Deputy District Attorney, the Fourth Deputy District Attorney, the Fifth Deputy District Attorney, the Sixth Deputy District Attorney, the Seventh Deputy District Attorney, the Eighth Deputy District Attorney, the Deputy District Attorney appointed by the District Attorney to serve in any Inferior Criminal Court, County Criminal Court, or County Misdemeanor Court, now or hereafter created, the Deputy District Attorney appointed by the District Attorney to serve in any Juvenile Court, in counties having a population of six hundred thousand or more, according to the last or any succeeding decennial federal census and to provide for the payment of the same and to provide the date when said act shall go into effect.

By Mr. Cherner et al:

H. 924. To apply only in counties having populations of not less than 600,000 according to the most recent federal decennial census, making an appropriation from the public road, bridge and building funds in the county treasury for general county purposes.

By Mr. Meeks et al (with notice and proof):

H. 925. To further amend Act No. 497 of the Regular Session of the Legislature of Alabama of 1965, approved August 20, 1965, (Ala. Acts, 1965, p. 717 et seq.), which Act establishes a pension system for officers and employees of Jefferson County, Alabama.

By Mr. Ellis et al:

H. 930. Relating to counties having populations of 600,000 or more, according to the most recent federal decennial census: To authorize the county governing body of any such county to adopt, amend and provide for the enforcement of certain building codes, which shall apply in certain parts of such counties; to prescribe the manner of adopting such codes; and to prescribe penalties for violations of such codes.

Mr. Leonard, Chairman of the Standing Committee on Counties and County Boundaries, reported that said Committee, in Session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to-wit:

By Messrs. Young and Lemley:

H. 286. To amend further Code of Alabama 1940, Title 30, Section 12, in relation to the compensation of jury commissioners.

Mr. Goodwyn, Chairman of the Standing Committee on Judiciary, reported that said Committee, in Session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to-wit:

By Mr. Grayson:

H. 375. Relating to crimes and offenses; making it a misdemeanor to possess ingredients for assembling or manufacturing fire bombs with intent to manufacture such bombs; making the manufacture, distribution, use, or possession of fire bombs a felony; prescribing penalties.

Mr. Oden, Chairman of the Standing Committee on Public Roads and Highways, reported that said Committee, in Session, had acted on the following bill and ordered same returned to the Senate with a favorable report, with amendment, and it was read a second time and placed on the calendar, to-wit:

By Messrs. Holladay and Bolton (with amendment):

H. 854. An Act providing for the regulation of junkyards along the interstate and primary systems; restricting locations; licensing; screening; acquisition; penalties.

Mr. Oden, Chairman of the Standing Committee on Public Roads and Highways, reported that said Committee, in Session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit:

By Messrs. Holladay and Bolton:

H. 853. Providing for Highway Beautification and Scenic Enhancement.

By Messrs. Holladay and Bolton:

H. 855. To amend Act No. 65 approved September 30, 1965, an act authorizing the director of the highway department to issue special permits for movement of certain oversize vehicles on public highways (Acts 1965, Second Special Session, p. 90).

Mr. Goodwyn, Chairman of the Standing Committee on Judiciary, reported that said Committee, in Session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit:

By Messrs. Starnes, Drake and McDonald:

H. 69. To regulate further the office of judge of the circuit court of the twenty-seventh judicial circuit; to authorize and create an additional judgeship of the twenty-seventh judicial circuit; to provide for the election, jurisdiction, powers, duties, authority and qualifications of the additional judge; to render him liable to all the pains and penalties of other circuit judges of the State; and to provide for and fix the salary of the judges of said circuit.

By Mr. Holladay:

H. 635. Relating to the Thirtieth Judicial Circuit; creating an additional judgeship for such circuit; providing for the designation of such judgeships by number and for a presiding judge of such circuit; and providing for the election, term, compensation, powers, duties, liabilities and authority of an additional judge for such circuit.

By Mr. Beck et al:

H. 870. To amend Code of Alabama 1940, Title 12, Section 224, in relation to the authority of counties to acquire lands for parks and museums and for other purposes.

Mr. Morrow, Chairman of the Standing Committee on Local Legislation No. 2, reported that said Committee, in Session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit:

By Mr. Cherner et al:

H. 836. To create a commission on taxation and services in all counties having populations of 600,000 or more, to prescribe the powers and duties of the commission and to provide for the selection and compensation of the commissioners.

By Mr. Jackson (T) et al (with notice and proof):

H. 927. To provide for the payment of an expense allowance for the deputy or assistant Judge of Probate of any branch office of the Probate Court in counties having a population of 500,000 or more according to the last or any subsequent Federal decennial census.

Mr. Morrow, Chairman of the Standing Committee on Local Legislation No. 2, reported that said Committee, in Session, had acted on the following bill and ordered same returned to the Senate with a favorable report, with amendment, and it was read a second time and placed on the calendar, to-wit:

By Mr. House et al (with amendment):

H. 929. To amend further Section 2 of Act No. 695, H. 1072, Regular Session 1951, an act relating to the registration and purgation of voters in counties having populations of 400,000 or more (Acts 1950-1951, v. 2, p. 1198).

Mr. Morrow, Chairman of the Standing Committee on Local Legislation No. 2, reported that said Committee, in Session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit:

By Mr. Adwell et al (with notice and proof):

H. 984. To amend Act No. 79 of the Special Session of the Legislature of Alabama of 1966, approved August 17, 1966, (Ala. Acts, 1966, Special Session, p. 106, et seq.) providing in Jefferson County for the creation and maintenance of districts for fighting or preventing fires, districts for the collection and disposal of garbage and districts for both of the aforesaid purposes.

By Mr. Jackson (T) et al (with notice and proof):

H. 839. To establish an Inferior Court in Precincts 1 and 2 in Jefferson County, Alabama, in lieu of all Justices of the Peace in Precincts and in lieu of all other Inferior Courts created in lieu of Justices of the Peace heretofore created in said territory, said Court to be called the Bessemer County Court. To define the jurisdiction and powers of said Court and the officers thereof; to provide for the election or appointment of the Judge, Clerk, and other officers of said Court; to fix the terms or tenure of office of the officers of said Court and provide for their salaries and compensation and the method of payment of same; to provide the procedure in said Court and to fix the methods of service of all processes therefrom, to designate the officials to serve processes issued by said Court and provide compensation therefor; to designate the officers of said Court, and define their duties and the duties of other officials with respect to said Court; and to otherwise provide for said Court.

Mr. Folsom, Chairman of the Standing Committee on Local Legislation No. 1, reported that said Committee, in Session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to-wit:

By Mr. Grayson:

H. 500. To apply only in counties having populations of not less than 300,000 nor more than 500,000 according to the most recent federal decennial census, providing for appointment by the district attorney of a special medical assistant to aid him in the performance of his duties, and providing for payment of the compensation of such assistant from the general funds of the county.

Mr. Morrow, Chairman of the Standing Committee on Local Legislation No. 2, reported that said Committee, in Session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to-wit:

By Mr. Adwell et al:

H. 923. To authorize the governing body of any county of the State having a population of 500,000 or more, according to the last or any subsequent Federal census, to adopt a building code or ordinances designed to prevent fire and to protect the people of the county from the loss of property and the loss of life consequent to fires, which building code or ordinances shall apply only in the unincorporated area of the county; to provide that the violation of any such building code or ordinance shall constitute a misdemeanor unless there is established, now or hereafter, a county recorder's court having jurisdiction to try a case involving the violation of such code or ordinance; to provide, if there is any such county recorder's court, the provision which makes the violation of such code or ordinance a misdemeanor shall not apply, and that, in that event, the recorder shall impose upon any person convicted of violating such code or ordinance such punishment as the said recorder is authorized by law to impose upon a person convicted of violating a county ordinance; to authorize such governing body to enforce such building code or ordinances by providing a penalty for the violation thereof; and to repeal all laws or parts of laws in conflict with this Act.

RECESS

At 10:15 A. M., on motion of Mr. Turner, the Senate took a recess until 11 o'clock A. M.

The recess period having expired, the Senate was called to order by Lieutenant Governor Brewer.

A quorum of the Senate was present.

STATEMENT BY MR. CARR

Mr. Carr requested that the following statement be spread upon the Journal:

"I would like for the Journal to show that had I been in the Senate Chamber on the 33rd Legislative Day when the vote was taken on concurrence in the Executive amendment to S. J. R. 49, I would have voted 'Aye'."

AUBREY J. CARR,
Senator.

REPORT OF COMMITTEE ON ENROLLED BILLS

Mr. President:

Your Standing Committee on Enrolled Bills begs leave to report that said Committee, in session, has compared the following enrolled Senate Bills with the original Senate Bills, respectively, and finds same correctly enrolled, to-wit:

S. 102. To make appropriations for support and maintenance of the Tuskegee Institute, located in Macon County.

Also:

S. 171. To provide that in all misdemeanor cases for the violation of the Water Safety Act and regulations promulgated thereunder and in all misdemeanor cases for the violation of future laws to be enforced by the Water Safety Division where the defendant pleads guilty and no appeal is taken, no fee shall be taxed or collected for trial tax, solicitor's fees, or entering judgment in such cases cognizable in justice of the peace courts, county courts, inferior courts, law and equity courts, or courts of like jurisdiction.

Also:

S. 205. To amend Title 5, Section 255 of the Code of Alabama of 1940 so as to provide for the pledging or hypothecation of accounts held jointly in Savings and Loan Associations by one of such joint owners.

Also:

S. 239. To propose and provide for an amendment to the Constitution of Alabama authorizing the State to engage in works of internal improvement in promoting and aiding the commercial flow of agricultural products within the State or to engage in works of internal improvement along navigable waterways within the State; authorizing the State to become indebted for not exceeding $2,000,000 aggregate principal indebtedness in connection therewith and authorizing pledge of the faith and credit of the State to secure the repayment of such indebtedness and interest thereon.

Also:

S. 240. To implement, when ratified, the provisions of that certain Constitutional Amendment proposed by the Legislature of Alabama in S. B. 239 adopted at the 1967 Regular Session of the Legislature of Alabama and that authorizes the State, in promoting and aiding the commercial flow of agriculture products within the State or in aid of commerce and use of the waterways of the State, to engage in works of internal improvement by promoting, developing, constructing, maintaining and operating within the State or along navigable streams and waterways now or hereafter existing within the State all manner of elevators, facilities, warehouses, docks, water and rail terminals and other structures and facilities and improvements needful for the convenient use of the same, and to incur indebtedness and issue bonds for said purpose; to implement the provisions of that certain Constitutional Amendment that was proposed by Act No. 151 adopted at the 1957 Regular Session of the Legislature of Alabama and that authorizes the State to engage in works of internal improvements by promoting, developing, constructing, maintaining and operating along navigable streams and waterways of Alabama all manner of docks and facilities of every kind, in aid of commerce and use of waterways of the State, and to incur indebtedness and issue bonds for said purpose; to authorize the State to engage in such works of internal improvement at an additional cost of not exceeding $2,000,000; to designate the Alabama State Docks Department and any department or agency of the State that may succeed to its functions as the Agency to undertake, manage, operate and control such developments and improvements; to prescribe the powers, duties and authority of said Department in connection therewith; to authorize the State to become indebted to the extent of not exceeding $2,000,000 in principal amount to carry out the provisions of this Act and to issue its interest bearing direct general obligation bonds therefor; to prescribe in general the terms of such bonds and the method and manner of the sale and issuance thereof; to exempt the same and the interest thereon from taxation; to provide for the payment for any indebtedness evidenced by bonds

issued pursuant to this Act and to pledge the full faith and credit of the State to the payment of such indebtedness; to provide for the refunding of any bonds isssued under this Act; to provide for investment of the proceeds of any bonds issued hereunder and other funds received under this Act, pending the need for such funds; to provide for the use of funds obtained from the operation of improvements constructed with proceeds of any bonds issued hereunder; to make appropriation for payment of the principal and interest on bonds issued under the 1967 Docks Amendment (and the 1957 Docks Amendment) from the General Fund of the State; to provide for the acquisition of property for the purpose of this Act and for the exercise of the power of eminent domain with regard thereto; to prescribe the powers and duties of the Governor, the said Department and other officers of the State in carrying out the provisions of this Act; to authorize the said Department to fix and collect reasonable rates and charges for services rendered by, and for use of, facilities established pursuant to this Act; to require the maintenance of records of the total cost of, the gross revenues from, and the expenses of operating, each unit of development acquired, constructed, or operated pursuant to the provisions of this Act or Act No. 311 adopted at the 1957 Regular Session of the Legislature, Act No. 98 adopted at the 1959 Regular Session of the Legislature, Act No. 716 adopted at the 1961 Regular Session of the Legislature or Act No. 192 adopted at the 1963 Regular Session of the Legislature; and to provide that surplus revenues derived from operation of the State Docks facilities at the Port of Mobile shall be used to meet operating deficits of the facilities constructed under said 1967 Docks Amendment or said 1957 Docks Amendment.

Also:

S. 495. To amend Section 2 of Act No. 175 adopted at the Regular Session of 1951 of the Legislature of Alabama so as to permit any corporation at any time existing under the said Act No. 175 or under Sections 394 to 402, inclusive, of the Alabama Code of 1940, as amended, to amend its certificate of incorporation under the provisions of the said Act No. 175 so as to include in the said certificate of incorporation any provision that may lawfully be included in an original certificate of incorporation filed under the said Act No. 175.

RICHARD DOMINICK,
Chairman.

SIGNING OF BILLS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the foregoing bills; the titles of which are set out in the foregoing report from the Committee on Enrolled Bills.

MESSAGE FROM THE HOUSE

Mr. President:

The House has amended as therein shown and as amended has passed the following Senate bill and returns same herewith to the Senate:

S. 69. Relating to fish; authorizing the Director of Conservation, under certain conditions, to promulgate rules and regulations for the taking of non-game fish from the public waters of this State by the use of wire baskets; levying a privilege license tax on each such wire basket; prohibiting the sale of fish so taken; repealing all laws and

especially local laws in conflict herewith, and prescribing the penalty for violation of this Act.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

On motion of Mr. Cooper, the Senate concurred in and adopted the following House amendment to the Bill, S. B. 69, the title of which is set out in the foregoing Message from the House, to-wit:

HOUSE SUBSTITUTE TO S. B. 69

A BILL
TO BE ENTITLED
AN ACT

Relating to fish; authorizing the Director of Conservation, under certain conditions, to promulgate rules and regulations for the taking of non-game fish from the public waters of this State by the use of wire baskets; levying a privilege license tax on each such wire basket; prohibiting the sale of fish so taken; repealing all laws and especially local laws in conflict herewith, and prescribing the penalty for violation of this Act.

Be It Enacted by the Legislature of Alabama:

Section 1. The Director of the Department of Conservation, State of Alabama, is hereby authorized and empowered to promulgate rules and regulations authorizing the taking, catching or killing of non-game fish from the public waters of this State by the use of wire baskets, having a mesh of one inch or more, provided, however, that the Director of the Department of Conservation shall only promulgate such a regulation upon the written petition of all of the State Representatives and State Senators from the county or counties in which said regulation or regulations shall be effective.

Petitions from State Representatives and State Senators as provided for above shall specify whether the wire baskets they desire shall have a mesh of 1 inch or 2 inches. No regulation shall be promulgated allowing the use of wire baskets in Lewis M. Smith Reservoir on the Sipsey Fork of the Warrior River unless the Director of Conservation receives a petition from all of the State Representatives and State Senators from the Counties which border on said Reservoir.

Section 2. Any person desiring a license to fish with such wire basket in areas where they may be legalized by regulation, as provided for above, may apply to the Probate Judge or other appropriate licensing authority in any county of this State affected by the provisions of this Act, and shall pay a privilege license tax of One Dollar ($1.00) for each wire basket he proposes to fish. Judges of Probate, license commissioners or other persons authorized and designated to issue fishing licenses shall be entitled to a fee of fifteen cents for each license so issued, which fee shall be in addition to the amount designated in this Act as the cost of such license. Provided, however, that all fees collected by any probate judge or license commissioner who is paid a salary for the performance of his duties shall be paid by him into the County Treasury to the credit of the appropriate Fund.

The revenue derived from the sale of the license provided for in this section shall be remitted to the Department of Conservation on the first

day of each month by the issuing officer and shall be covered into the State Treasury to the credit of the Game and Fish Fund.

Section 3. It shall be illegal for any person to obtain more than four (4) such licenses or fish with more than four (4) such baskets.

Section 4. Any basket or baskets that may become legal for use in the waters of this State under the provisions of this Act shall be clearly marked with the name of the Licensee operating, using and owning said basket and the license number of said basket.

Section 5. All wire baskets not marked in accordance with the provisions of the preceding Section shall be destroyed upon discovery by any officer, agent or employee of the Department of Conservation.

Section 6. Only non-game fish may be taken, captured or killed by means of any basket that may become legal for use in this State under the provisions of this Act. All game fish taken in such baskets shall immediately be returned to the waters from whence taken with the least possible harm.

Section 7. The licenses provided for in this Act shall not be sold to any person holding a commercial fishing license or engaged in the business of commercial fishing, and it shall be unlawful for any person holding a wire basket license or using a wire basket under the provisions of this Act to sell or offer for sale any fish within or without this State. (It is the specific intent of this Act to allow the use of wire baskets to catch fish for personal consumption only.)

Section 8. It shall be illegal for any person to raise, inspect or take fish from any wire basket that may be legalized under the provisions of this Act unless such person shall hold in his name and have in his possession the license for the particular basket he is raising, inspecting or from which he is taking fish. Nothing in this Section shall prevent the raising of such baskets for inspection by any officer, agent or employee of the Department of Conservation.

Section 9. Any person who violates the provisions of this Act shall be guilty of a misdemeanor and upon conviction shall be punished as prescribed by law, provided, however, that the minimum fine shall be not less than Twenty-five Dollars ($25.00), and in addition to such punishment the Court trying the case shall revoke all basket licenses issued, or to be issued, to such person for a period of three (3) years from the date of such conviction.

Section 10. All laws or parts of laws in conflict with the provisions of the Act, and especially all local laws which legalize, or attempt to make legal wire baskets in any of the waters of this State are hereby expressly repealed. The following local Acts which legalize, or attempt to make legal, wire baskets are hereby specifically repealed:

ACTS OF 1963, SECOND SPECIAL SESSION

Act No. 64 (H. B. 75)

ACTS OF 1962, SPECIAL SESSION

Act No. 53, page 71
Act No. 157, page 200
Act No. 169, page 214

ACTS OF 1961, SPECIAL SESSION

Act No. 281, page 2328

ACTS OF 1961, REGULAR SESSION
Act No. 579, page 684
Act No. 800, page 1162

ACTS OF 1959, REGULAR SESSION
Act No. 132, page 654
Act No. 223, page 763

ACTS OF 1959, SECOND SPECIAL SESSION
Act No. 84, page 270

ACTS OF 1959, FIRST SPECIAL SESSION
Act No. 22, page 48

ACTS OF 1957, REGULAR SESSION
Act No. 38, page 84

ACTS OF 1955, REGULAR SESSION
Act No. 17, page 229
Act No. 203, page 496

Section 11. The provisions of this Act are severable. If any part of this Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 12. This Act shall become effective immediately upon its passage and approval by the Governor or upon its otherwise becoming a law.

Yeas 31; Nays 0.

Yeas:

Messrs.:	Cooper	Leonard	Pelham
Adams	Dominick	Lindsey	Pierce
Albea	Engel	Lolley	Radney
Bailes	Folsom	McCarley	Skidmore
Branyon	Givhan	McDermott	Stone
Carr	Goodwyn	Morrow	Torbert
Childs	Harris	Nabors	Turner
Clark	Hawkins	O'Bannon	Vacca

—31

Nays: —0

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House Bill and ordered same sent forthwith to the Senate without engrossment:

By Messrs. Higginbotham, Turnham and Brassell:

H. 985. To extend the boundary lines of the City of Opelika in Lee County, Alabama and to include within the boundaries of said municipality certain additional territory.

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA
COUNTY OF LEE

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

To extend the boundary lines of the City of Opelika in Lee County, Alabama and to include within the boundaries of said municipality certain additional territory.

Be It Enacted by the Legislature of Alabama:

SECTION 1.

That the boundary lines of the City of Opelika, in Lee County, Alabama be and the same are hereby extended so as to include in addition to the territory now embraced therein, the following described property, to-wit:

Section 36, Township 20 North, Range 26 East;

Section 31, Township 20 North, Range 27 East;

East ½ of SE ¼ of Section 30, Township 20 North, Range 27 East;

Southeast ¼ of Northeast ¼ of Section 30, Township 20 North, Range 27 East;

Southwest ¼ of Northwest ¼ of Section 29, Township 20 North, Range 27 East;

West ½ of Southwest ¼ of Section 29, Township 20 North, Range 27 East;

South ½ of Section 32, Township 20 North, Range 27 East;

West ½ of Northwest ¼ of Section 32, Township 20 North, Range 27 East;

South ½ of Section 33, Township 20 North, Range 27 East;

Southwest ¼ of Section 34, Township 20 North, Range 27 East;

West ½ of the Southeast ¼ of Section 34, Township 20 North, Range 27 East;

Section 4, Township 19 North, Range 27 East;

Section 9, Township 19 North, Range 27 East;

Section 16, Township 19 North, Range 27 East;

Section 21, Township 19 North, Range 27 East;

Section 28, Township 19 North, Range 27 East;

Section 29, Township 19 North, Range 27 East;

West ½ of Section 3, Township 19 North, Range 27 East;

West ½ of the East ½ of Section 3, Township 19 North, Range 27 East;

West ½ of Section 10, Township 19 North, Range 27 East;

West ½ of the East ½ of Section 10, Township 19 North, Range 27 East;

West ½ of Section 15, Township 19 North, Range 27 East;

West ½ of the East ½ of Section 15, Township 19 North, Range 27 East;

West ½ of Section 22, Township 19 North, Range 27 East;

West ½ of East ½ of Section 22, Township 19 North, Range 27 East;

West ½ of Section 27, Township 19 North, Range 27 East;

West ½ of the East ½ of Section 27, Township 19 North, Range 27 East;

East ½ of the East ½ of Section 30, Township 19 North, Range 27 East;

All being in Lee County, Alabama.

SECTION 2.

This Act shall become effective on the 30th day of September, 1967, after its passage and approval by the Governor, or if this Act is passed and approved by the Governor subsequent to the 30th day of September, 1967, then the same shall become effective immediately upon its passage and approval by the Governor.

STATE OF ALABAMA
COUNTY OF LEE

Before me, the undersigned authority in and for said County, in said State, this day personally appeared W. C. Wear, Jr., who, being by me first duly sworn, deposes and says that during the time herein mentioned he was Co-Publisher of the Opelika Daily News, a newspaper of general circulation published in Lee County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 24, 31, August 7, 14, all in the year 1967.

W. C. WEAR, JR.

Sworn to and subscribed before me August 14, 1967.

MIRIAM HAMBY,
Notary Public.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

The House Bill, the title of which is set out in the foregoing Message from the House, was read one time and referred to appropriate Standing Committee, as follows:

H. B. 985. To the Committee on Local Legislation No. 1.

SENSE OF SENATE

The Chair asked that those in favor of immediate consideration of H. B.'s 29, 33, 32 and 24, in that order and at this hour, vote "Yea", and those opposed to immediate consideration vote "Nay".

Yeas 33; Nays 2.

Yeas:

Messrs.:	Engel	Leonard	Pelham	
Adams	Folsom	Lindsey	Pierce	
Albea	Giles	Lolley	Radney	
Bailes	Gilmore	McCarley	Skidmore	
Branyon	Givhan	McDermott	Stone	
Carr	Goodwyn	Morrow	Torbert	
Childs	Harris	O'Bannon	Turner	
Clark	Hawkins	Oden	Vacca	
Cooper	Jackson			—33

Nays: Messrs.: Dominick, Nabors —2

BILLS ON THIRD READING

The Bill:

H. 29. To make appropriations for the support and maintenance of the Walker County Junior College, located at Jasper, in Walker County.

Was read a third time at length and passed.

Yeas 34; Nays 0.

Yeas:

Messrs.:	Engel	Leonard	Pelham	
Adams	Folsom	Lindsey	Pierce	
Bailes	Giles	Lolley	Radney	
Branyon	Gilmore	McCarley	Skidmore	
Carr	Givhan	McDermott	Stone	
Childs	Goodwyn	Morrow	Torbert	
Clark	Harris	Nabors	Turner	
Cooper	Hawkins	O'Bannon	Vacca	
Dominick	Jackson	Oden		—34

Nays: —0

The Bill:

H. 33. To make appropriations for the support and maintenance of the Lyman Ward Military Academy.

Was read a third time at length and passed.

Yeas 33; Nays 0.

Yeas:

Messrs.:	Folsom	Lindsey	Pelham	
Adams	Giles	Lolley	Pierce	
Bailes	Gilmore	McCarley	Radney	
Branyon	Givhan	McDermott	Skidmore	
Carr	Goodwyn	Morrow	Stone	
Childs	Harris	Nabors	Torbert	
Clark	Hawkins	O'Bannon	Turner	
Cooper	Jackson	Oden	Vacca	
Dominick	Leonard			—33

Nays: —0

The Bill:

H. 32. To make appropriations for support and maintenance of the Marion Institute, located in Perry County.

Was read a third time at length and passed.

Yeas 33; Nays 0.

Yeas:

Messrs.:	Folsom	Lindsey	Pelham	
Adams	Giles	Lolley	Pierce	
Bailes	Gilmore	McCarley	Radney	
Branyon	Givhan	McDermott	Skidmore	
Childs	Goodwyn	Morrow	Stone	
Clark	Harris	Nabors	Torbert	
Cooper	Hawkins	O'Bannon	Turner	
Dominick	Jackson	Oden	Vacca	
Engel	Leonard			—33

Nays: —0

UNFINISHED BUSINESS

The Senate proceeded to further consideration of the Bill:

H. 24. To make annual appropriations for the support, maintenance, and development of public education in Alabama for each of fiscal years ending September 30, 1968 and September 30, 1969, including all schools, agencies, services and institutions under the general or direct control or subject to the rules and regulations of the State Board of Education, the Board of Trustees of Alabama College, the Board of Trustees of Auburn University, the Board of Trustees of the University of Alabama, the Board of Trustees of the University of South Alabama, the Board of Trustees of the Alabama Institute for Deaf and Blind, the Board of Trustees of the Alabama Boys Industrial School, the Board of Trustees of the Alabama Industrial School for Negroes, the Board of Trustees of the State Training School for Girls, the Alabama Educational Television Commission, and for the Teachers' Retirement System.

and pending substitute, as amended by the Committee amendment and the Skidmore amendment, which said substitute and amendments are set out at length in the Journal of the Senate for the Thirty-Second Legislative Day.

Messrs. Morrow, Hawkins, Bailes, Gilmore, Vacca, Childs and Dominick offered the following amendment to the Committee substitute, as amended, for the Bill, H. B. 24, to-wit:

AMENDMENT TO COMMITTEE SUBSTITUTE, AS AMENDED FOR H. B. 24

Amend Section 15 "For the fiscal year ending September 30, 1968," to add item A(10) "University of Alabama in Birmingham, College of General Studies. . . . $1,145,000.00"; and to further amend Section 15 "For the fiscal year ending September 30, 1969," and to add item A(10) "University of Alabama in Birmingham, College of General Studies. . . . $1,313,500.00."

Mr. Turner moved that said amendment be laid on the table, which motion was lost.

And said amendment to the Committee Substitute, as amended, for the Bill, H. B. 24, was then adopted by the Senate.

On motion of Mr. Turner, the Committee substitute, as amended, for the Bill, H. B. 24, was laid on the table.

Yeas 18; Nays 17.

Yeas:

Messrs.:	Engel	Leonard	Oden	
Adams	Folsom	Lindsey	Pelham	
Carr	Giles	Lolley	Stone	
Clark	Givhan	McCarley	Turner	
Cooper	Jackson	McDermott		—18

Nays:

Messrs.:	Dominick	Morrow	Radney	
Albea	Gilmore	Nabors	Skidmore	
Bailes	Goodwyn	O'Bannon	Torbert	
Branyon	Harris	Pierce	Vacca	
Childs	Hawkins			—17

Mr. Turner then offered the following substitute for the Bill, H. B. 24, to-wit:

SUBSTITUTE FOR H. B. 24

A BILL
TO BE ENTITLED
AN ACT

To make annual appropriations for the support, maintenance, and development of public education in Alabama for each of the fiscal years ending September 30, 1968 and September 30, 1969, including all schools, agencies, services and institutions under the general or direct control or subject to the rules and regulations of the State Board of Education, the Board of Trustees of Alabama College, the Board of Trustees of Auburn University, the Board of Trustees of the University of Alabama, the Board of Trustees of the University of South Alabama, the Board of Trustees of the Alabama Institute for Deaf and Blind, the Board of Trustees of the Alabama Boys Industrial School, the Board of Trustees of the Alabama Industrial School for Negroes, the Board of Trustees of the State Training School for Girls, the Alabama Educational Television Commission, the Teachers' Retirement System, the Alabama Trade School and Junior College Authority and County or City Boards of Education.

Be It Enacted by the Legislature of Alabama:

Section 1. That for the purpose of this Act, the following classifications, definitions and restrictions shall be applicable: (a) "salary" and "other salaries", wherever appearing herein, shall mean the wages or other compensation for skill, work or employment for anyone performing services for the State of Alabama as an employee, officer or official, and shall be expended only for such purposes; (b) "other expenses" shall mean the operating costs of agencies, departments, boards, bureaus and institutions of the State, other than salaries and equipment purchases and shall be expended only for operating costs incident to the normal operations of such agencies, departments, boards, bureaus and institutions, including supplies and materials, postage, telephone, telegraph, express, travel expense, motor vehicle operations, lights, water, power, insurance and bonding, printing and binding, repairs, rental and items of general expense not defined as "equipment purchases", and the money appropriated therefor shall be expended only for such purposes; (c) "equipment purchases" shall mean those items of office equipment, motor vehicle equipment and other equipment which have an appreciable and

calculable period of usefulness in excess of one year, and the money appropriated therefor shall be expended only for such purposes, and the total amounts herein appropriated therefor shall not be increased by the expenditure of any revenue derived from the sale, trade-in or exchange of any items of personal property.

Section 2. The appropriations provided for in this Act shall be paid from funds in the State Treasury to the credit of the Alabama Special Educational Trust Fund and are hereby made for the support of public education in Alabama for each of the two fiscal years ending September 30, 1968 and September 30, 1969, respectively; and, except as may be otherwise expressly provided, the appropriations herein made in Section 3 to 43, inclusive, shall be subject to the provisions, terms, conditions and limitations of the Budget and Financial Control Act (Article 3, Chapter 4, Title 55 of the Code of Alabama 1940) and shall be in the amounts specified in said sections.

Section 3. DEPARTMENT OF EDUCATION:

A.	For the Department of Education:		
	For the fiscal year ending September 30, 1968:		
	For the salary of the State Superintendent	15,000.00	
	For other salaries	425,000.00	
	For other expenses	98,250.00	
	For rental expense	81,715.20	
	For equipment purchases	2,000.00	
	For transfer to State Personnel Department	10,870.00	
	Total		632,835.20
	For the fiscal year ending September 30, 1969:		
	For the salary of the State Superintendent	15,000.00	
	For other salaries	445,000.00	
	For other expenses	98,250.00	
	For rental expense	81,715.20	
	For equipment purchases	2,000.00	
	For transfer to State Personnel Department	11,292.00	
	Total		653,257.20
B.	To the Department of Education for Plans and Surveys:		
	For the fiscal year ending September 30, 1968:		
	For salaries	24,500.00	
	For other expenses	3,880.00	
	Total		28,380.00
	For the fiscal year ending September 30, 1969:		
	For salaries	25,725.00	
	For other expenses	3,880.00	
	Total		29,605.00
C.	National Defense Education Program		127,250.00
	(The above appropriation to be expended for Title III, Title V, and Title X Programs exclusively.)		

D. Civil Defense Survival Plan:
For salaries and other expenses only, in the operation of the Civil Defense Survival Plan.

For the fiscal year ending September 30, 1968		8,625.00
For the fiscal year ending September 30, 1969		9,037.50

E. Coordination of In-School Television Program:
For the fiscal year ending September 30, 1968:

For salaries	15,730.00	
For other expenses	5,880.00	
For equipment purchases	1,000.00	
Total		22,610.00

For the fiscal year ending September 30, 1969:

For salaries	16,517.00	
For other expenses	5,880.00	
For equipment purchases	1,000.00	
Total		23,397.00

F. For Adult Basic Education:
To be used to match Federal funds for a removal of illiteracy program 100,000.00

G. For matching federal funds available under the provisions of the Manpower Development Training Act 100,000.00

Section 4. STATE BOARD OF EDUCATION:

A. Agricultural and Mechanical Institute at Normal, Alabama:

For the operation and maintenance of the Institute	2,008,113.00
For capital outlay purposes for the fiscal year ending September 30, 1969 only	540,000.00

B. Alabama State College:

For the operation and maintenance of the College at Montgomery	2,029,185.00
For capital outlay purposes for the fiscal year ending September 30, 1968 only	750,000.00

C. State Mental Health Department:
For salaries, other expenses and equipment purchases necessary to operate schools at Alabama State Hospitals 25,000.00

D. Civilian Rehabilitation:

For the rehabilitation of handicapped individuals	1,268,434.00	
For rental expenses	7,000.00	
For Governor's Committee on Employment of Handicapped	10,000.00	
Total		1,285,434.00

(No administrative costs, except rental expense, included herein.)

E.	Elementary Teacher Scholarship Account		25,000.00
F.	Free Textbooks:		
	For the fiscal year ending September 30, 1968:		
	For salaries	27,000.00	
	For other expenses	25,000.00	
	For equipment purchases	500.00	
	For disbursements to Local Boards	60,000.00	
	For the purchase of free textbooks	1,000,000.00	
	Total		1,112,500.00
	For the fiscal year ending September 30, 1969:		
	For salaries	28,500.00	
	For other expenses	25,000.00	
	For disbursements to Local Boards	25,000.00	
	For the purchase of free textbooks	1,000,000.00	
	Total		1,078,500.00
G.	Junior College Equalization Account:		
	For the operation and maintenance of the Junior Colleges listed below, to be distributed on a formula adopted by the State Board of Education		6,747,403.00
	(The above appropriation is to be distributed to the following Junior Colleges: (1) Alexander City; (2) Enterprise; (3) Gadsden State; (4) George C. Wallace; (5) Jefferson Davis; (6) Jefferson State; (7) John C. Calhoun; (8) Mobile; (9) Northeast Alabama; (10) Northwest Alabama; (11) Patrick Henry (12) Southern Union College; (13) Wenonah; (14) William Lowndes Yancey or any other State owned Junior College.)		
H.	Minimum Program Fund:		

In addition to all other funds appropriated for the public elementary and high schools of the State, there is hereby appropriated to the State Board of Education the sum of $166,111,539.00 to be known as the Minimum Program Fund, which in accordance with the statutes and regulations of the State Board of Education relating to the expenditure of such fund, shall be used for providing a minimum term and for the equalization of educational opportunity in the public schools of the State; provided that so much thereof as may be necessary of the above appropriations for each year shall be used by the State Board of Education to provide for additional teacher units for each school system in the State which on the basis of current school attendance shall be entitled to additional teacher units over the number allowed based on the year immediately preceding said current year; provided further, that in no case shall a term of less than nine months in tax districts be approved, except that the State Board of Education, upon the recommendation of the State Superintendent of Education, shall be authorized to make full allotments of funds to any school system for the time actually taught, if in the judgment of the State Superintendent of Education and the State Board of Education unusual conditions beyond the control of the local Board of Education in any school are such as to prevent the operation of that school for the required nine months minimum term; provided further, that the amount herein appropriated for the Minimum Program Fund shall include all moneys earmarked for public school teachers' salaries as provided in the Income Tax Amendment ratified on

the 26th day of August, 1947. The Minimum Program Fund shall also include any other appropriations of funds, either State or Federal, which may be designated by the Legislature as a part of the Minimum Program Fund.

I.	Minimum Program Account:		
	Trainable Retarded Children:		
	For the fiscal year ending September 30, 1968:		
	For salaries	27,750.00	
	For other expenses	5,000.00	
	For distribution to Local Boards	273,710.00	
	Total		306,460.00
	For the fiscal year ending September 30, 1969:		
	For salaries	29,140.00	
	For other expenses	5,000.00	
	For distribution to Local Boards	273,710.00	
	Total		307,850.00

The appropriation hereinabove made for salaries and other expenses shall be expended by the State Board of Education for the cost incurred by the State Department of Education in the administration of this program. The appropriation hereinabove made for disbursement to local boards shall be used for the education and training of trainable retarded children and shall include the operation and maintenance of classrooms, classes, transportation of trainable retarded pupils where justified, and compensation of teachers in accordance with Act No. 67, approved June 27, 1963, in accordance with the regulations of the State Board of Education and in accordance with Act No. 249, approved August 16, 1955. Allocations from this appropriation shall be in addition to all other allocations from the Minimum Program Fund for Trainable Retarded Children.

J.	State Mental Health Department:		
	For salaries, other expenses and equipment purchases necessary to operate a school at Partlow State School		193,582.00
K.	Physical Restoration of Crippled Children:		
	Handicapped Individuals	1,088,561.00	
	For rental expenses	3,800.00	
	Total		1,092,361.00
L.	For matching Federal Funds for loans to College and Vocational Students:		
	For the fiscal year ending September 30, 1968		100,000.00
M.	The State Colleges:		
	(a) Florence State College		95,500.00
	(b) Jacksonville State University		95,500.00
	(c) Livingston State College		88,500.00
	(d) Troy State College		88,500.00
N.	Teacher Training Equalization Account		6,181,802.00
	For the teachers training program at the State Colleges at Florence, Jacksonville State University, Livingston, and Troy. To be distributed in accordance with a formula adopted by the State Board of Education.		

O. Vocational Education:

For the fiscal year ending September 30, 1968:

For salaries	37,750.00	
For other expenses	23,963.00	
For rental expense	7,500.00	
For equipment purchases	1,000.00	
Disbursements to Local Boards and Institutions	7,711,068.00	
Total		7,781,281.00

For the fiscal year ending September 30, 1969:

For salaries	39,640.00	
For other expenses	23,963.00	
For rental expense	7,500.00	
For equipment purchases	1,000.00	
Disbursements to Local Boards and Institutions	7,711,068.00	
Total		7,783,171.00

P. State Vocational Technical School Equalization Account:

For the operations and maintenance of the Vocational Technical Schools listed below, to be distributed in accordance with a formula adopted by the State Board of Education 6,910,325.00

The above appropriation is to be distributed to the following Vocational Technical Schools: (1) Alabama Institute of Aviation Technology; (2) Alabama School of Trades; (3) Bessemer; (4) Carver; (5) George C. Wallace, Cullman; (6) George C. Wallace, Napier Field; (7) Chauncey Sparks; (8) Councill Trenholm; (9) Douglas MacArthur; (10) Ed E. Reid; (11) Gadsden; (12) Harry M. Ayers; (13) J. F. Drake; (14) John C. Calhoun; (15) John M. Patterson; (16) Muscle Shoals; (17) N. F. Nunnelley; (18) Northwest Alabama; (19) Opelika; (20) Richmond P. Hobson; (21) Shelton; (22) Southwest; (23) Tuscaloosa; (24) Walker County; (25) Wenonah; (26) William R. King.

Q. J. F. Ingram Vocational Technical School:

For the operation and maintenance of a Vocational Technical School 126,250.00

R. Jacksonville State University:

For the operation of a Nursing School 250,000.00

Section 5. BOARD OF TRUSTEES OF ALABAMA BOYS' INDUSTRIAL SCHOOL:

For the operation and maintenance of the Alabama Boys' Industrial School 434,750.00

Section 6. BOARD OF TRUSTEES OF ALABAMA COLLEGE:

For the operation and maintenance of the College 1,567,006.00

Section 7. ALABAMA EDUCATIONAL TELEVISION COMMISSION:

For the fiscal year ending September 30, 1968:		
For salaries	260,000.00	
For other expenses	319,000.00	
For equipment purchases	60,000.00	
Total		639,000.00
For salaries, other expenses and equipment purchases necessary to the operation of an Educational Television Facility in Montgomery		65,000.00
For the fiscal year ending September 30, 1969:		
For salaries	273,000.00	
For other expenses	319,000.00	
For equipment purchases	60,000.00	
Total		652,000.00
For salaries, other expenses and equipment purchases necessary to the operation of an Educational Television Facility in Montgomery		65,000.00

Section 8. BOARD OF TRUSTEES OF ALABAMA INDUSTRIAL SCHOOL FOR NEGROES:

For operation and maintenance of the Alabama Industrial School for Negroes	331,083.00

Section 9. BOARD OF TRUSTEES OF ALABAMA INSTITUTE FOR DEAF AND BLIND:

(a) For operation and maintenance of the school	1,331,357.00
(b) For salaries and expenses incident to instruction of Adult Blind	213,110.00
(c) For operation of the Trade School at the Institute	100,000.00

Section 10. BOARD OF TRUSTEES OF AUBURN UNIVERSITY:

A. The College:	
(1) For operation and maintenance	9,868,635.00
(2) Engineering Experiment Station	177,497.00
(3) Television Education	193,007.00
B. Extension Work for Agriculture and Home Economics:	
For advising, demonstrating and informing people of Alabama in agricultural, farm and home pursuits, and other extension services	2,516,301.00
For Rural Resources Development Program	181,800.00

The appropriation herein made for the Extension Service shall be expended under the direction of the Board of Trustees of Auburn University through its Extension Service and shall be done in such manner as to make available the maximum amounts of aid from the Federal government.

C. Agriculture Research:	
(1) Alabama Agricultural Experiment Station at Auburn, for work and experimentation	1,710,544.00
(2) Co-operative research at the Agricultural and Experimental Substations	642,966.00

That all research work and experimentation contemplated by the spirit and purpose of this sub-section (C) shall be carried out under the supervision of the Director of the Agricultural Experiment Station System and the President of Auburn University, who shall make a complete report to the Board of Trustees of Auburn University for each of the fiscal years ending September 30, 1968 and September 30, 1969.

The funds provided in this sub-section (C) shall be used for the support of researches, experiments, and investigations bearing upon and relating to the production, marketing, manufacturing, use and distribution of agricultural crops and products; for the production, marketing and curing of all kinds of livestock and livestock products that may be sold from or consumed on the farms of Alabama; for the production, culture, and use of pasture plants for the establishment, care, use and management of pastures; for the testing of all kinds of hay, food, and forage crops, including those that may be used for lawns and other sod crop purposes; for the testing of varieties of crops, including soil adaption and improvement; for the testing of fertilizers and fertilizer materials on the various soils and for various crops; for the production, marketing, storage, and curing of fruit, nut and vegetable crops; for the study of plant and animal disease, and insect pests; for researches and experiments dealing with forest production, management and use; for researches dealing with soil erosion and problems arising from the waste of land due to soil erosion, for researches to discover new uses of land; for the provisions of necessary land, buildings, fencing, livestock and other physical equipment needed for the research work herein provided for; for researches in game and fish production; provided, however, that any researches in game and fish production shall be in cooperation with or upon the advice of the Director of Conservation, so that there may be complete coordination between the work of the Alabama Agricultural Experiment Station and that of the State Department of Conservation; as future changing agricultural conditions may demand, for researches and experiments on other similar important agricultural and economic problems having for their object the development of a more permanent, profitable and diversified agriculture; and for the printing of the necessary bulletins, circulars, etc., in order that the citizens of Alabama may be acquainted with the results of said research.

Section 11. MEDICAL SCHOLARSHIPS BOARD:

For Medical Scholarships at the University of Alabama Medical School. To be expended under the provisions of Act No. 278, 1965, 1st Special Session 135,000.00

Section 12. BOARD OF DENTAL SCHOLARSHIP AWARDS:

For Dental Scholarships at the University of Alabama School of Dentistry or any other dental school accredited by the Council on Dental Education of the American Dental Association. To be expended under the provisions of Act No. 793, 1965 Regular Session 83,000.00

Section 13. BOARD OF CONTROL OF THE TEACHERS' RETIREMENT SYSTEM:

For the fiscal year ending September 30, 1968:
For the Teachers' Retirement System, Estimated 17,959,400.00
For the fiscal year ending September 30, 1969:
For the Teachers' Retirement System, Estimated 18,860,300.00

The above appropriations shall be expended in accordance with the statutes and regulations now or hereafter existing relating to the expenditure of such Teachers' Retirement Fund.

Section 14. BOARD OF TRUSTEES OF THE STATE TRAINING SCHOOL FOR GIRLS:

For the operation and maintenance of the State Training School for Girls	244,711.00

Section 15. BOARD OF TRUSTEES OF THE UNIVERSITY OF ALABAMA:

For the fiscal year ending September 30, 1968:

A. The University:	
(1) For operation and maintenance of the University	9,752,189.00
(2) For School of Nursing	285,078.00
(3) For Tuberculosis Nursing (Education)	46,914.00
(4) For Research and Extension	725,642.00
(5) For State Scholarship Program, For students in School of Nursing under the provisions of Act No. 591, Regular Session 1957	13,534.00
(6) For a loan fund for Student Nurses	5,656.00
(7) For Huntsville Branch	1,666,123.00
(8) For the Graduate School of Social Work	208,000.00
(9) For the purchase of a Confederate flag and the extension of flag pole	195.67
B. The University of Alabama Medical Center:	
(1) For the Medical College: For Maintenance and Operation	2,651,966.00
(2) For University Hospital: For the support of interns, residents, operation of the Hospital School of Nursing and other technical schools and for indigent care	1,299,059.00
(3) For the School of Dentistry: For Maintenance and Operation	1,526,635.00
(4) For the School of Optometry: For initial study required toward the establishment of a School of Optometry and for operation and maintenance of such school	50,000.00

For the fiscal year ending September 30, 1969:

A. The University:	
(1) For operation and maintenance of the University	9,752,189.00
(2) For School of Nursing	285,078.00
(3) For Tuberculosis Nursing (Education)	46,914.00
(4) For research and extension	725,642.00
(5) For State Scholarship Program, For students in School of Nursing under the provisions of Act No. 591, Regular Session 1957	13,534.00
(6) For a loan fund for student nurses	5,656.00
(7) For Huntsville Branch	1,666,123.00
(8) For the Graduate School of Social Work	309,000.00
B. The University of Alabama Medical Center:	
(1) For the Medical College: For Maintenance and Operation	2,651,966.00
(2) For University Hospital: For the support of interns, residents, operation of the Hospital School of Nursing and other technical schools and for indigent care	1,299,059.00

(3) For the School of Dentistry:
For Maintenance and Operation 1,526,635.00

(4) For the School of Optometry:
For initial study required toward the establishment of a School of Optometry and for operation and maintenance of such school 50,000.00

The above appropriations for the Alabama Medical Center shall be expended pursuant to the provisions of Act No. 89, 1943 Acts page 89, and Act No. 207, Section 9, 1945 Acts, page 325.

Section 16. BOARD OF TRUSTEES OF THE UNIVERSITY OF SOUTH ALABAMA:

For operation and maintenance of the University 3,133,155.00

Section 17. STATE TENURE COMMISSION:

For expense of operation 2,000.00

Section 18. ANNISTON MEMORIAL HOSPITAL SCHOOL OF NURSING:

For the operation and maintenance of the Nurses training school at Anniston 40,000.00

Section 19. MOBILE GENERAL HOSPITAL:

Medical and Nursing Education:
For the operation and maintenance 370,000.00

Section 20. SYLACAUGA NURSES TRAINING SCHOOL:

For the operation and maintenance of the Nurses training school at Sylacauga 40,000.00

Section 21. DEBT SERVICE:

(1) For the payment of principal and interest due on bonds issued by Auburn University (Alabama Polytechnic Institute) pursuant to Constitutional Amendment No. CXX,
For the fiscal year ending September 30, 1968 ..... 304,395.00
For the fiscal year ending September 30, 1969 ..... 302,995.00

(2) For the payment of principal and interest due on bonds issued by the University of Alabama pursuant to Constitutional Amendment No. CXIX,
For the fiscal year ending September 30, 1968 ..... 304,395.00
For the fiscal year ending September 30, 1969 ..... 302,995.00

(3) For the payment of principal and interest due on bonds issued by the University of Alabama Research Institute pursuant to Constitutional Amendment No. CLVII,
For the fiscal year ending September 30, 1968 ..... 188,818.75
For the fiscal year ending September 30, 1969 ..... 190,450.00

(4) Interest on Endowments:
For the fiscal year ending September 30, 1968:
For interest on Alabama College Endowment, Estimated 40,000.00
For interest on Auburn University Endowment 20,280.00

For interest on University of Alabama Endowment	61,000.00	
For interest on Grove Hill Endowment	600.00	
For interest on Public School Fund Endowment:		
Interest on 16th Section lands Estimated	260,000.00	
Interest on School Indemnity lands, estimated	47,135.81	
Interest on Valueless 16th section lands	5,825.47	
Interest on surplus revenue	26,763.47	
Interest on James Wallace Fund	275.25	
Total		461,880.00
For the fiscal year ending September 30, 1969:		
For interest on Alabama College Endowment, estimated	40,000.00	
For interest on Auburn University Endowment	20,280.00	
For interest on University of Alabama Endowment	61,000.00	
For interest on Grove Hill Endowment	600.00	
For interest on Public School Fund Endowments:		
Interest on 16th Section lands Estimated	270,000.00	
Interest on School Indemnity lands, estimated	47,135.81	
Interest on Valueless 16th section lands	5,825.47	
Interest on surplus revenue	26,763.47	
Interest on James Wallace Fund	275.25	
Total		471,880.00

Section 22. SOCIAL SECURITY:

For State's share of Social Security, For the fiscal year ending September 30, 1968, estimated	11,400,000.00
For the fiscal year ending September 30, 1969, estimated	12,900,000.00

Section 23. VETERANS EDUCATION BENEFITS:

For reimbursement to every Alabama State institution of higher learning, college, university, or Alabama State Trade School or Junior College, in which benefits are given to Veterans, their wives, widows, or children under the provision of Act No. 767, 1965 Regular Session, Estimated	250,000.00

Section 24. EDUCATION OF DEPENDENTS OF BLIND PARENTS:

For reimbursement to every Alabama State institution of higher learning, college, university, or Alabama State Trade School or Junior College, in which

benefits are given to dependents of blind parents under the provisions of Act No. 281, 1966 Special Session, Estimated 5,000.00

Section 25. CITY BOARD OF EDUCATION—HUNTSVILLE

For the fiscal year ending September 30, 1968:
For capital outlay purposes 100,000.00

Section 26. The appropriations set out below, in Section 27 through 43, inclusive, are conditional upon the condition of the Alabama Special Educational Trust Fund and with the approval of the Governor, provided, however, in the release of the conditional appropriations herein made, the conditional appropriation to the University of Alabama, Birmingham Campus for General Studies shall be paid first, in an amount sufficient to operate said college not to exceed the amount appropriated therefor in Section 34, subsection A (9) before any other conditional appropriations are released; provided further, that the conditional appropriations to the State Board of Education for use of the Minimum Program Account, the Minimum Program Account-Trainable Retarded Children and Vocational Education shall then be paid in full before any other conditional appropriations are released.

Section 27. STATE BOARD OF EDUCATION:

A. Agricultural and Mechanical Institute at Normal, Alabama:
For the operation and maintenance of the Institute 79,529.00

B. Alabama State College:
For the operation and maintenance of the College at Montgomery 80,364.00

C. Civilian Rehabilitation:
For the rehabilitation of handicapped individuals 50,235.00
(No administrative costs, included herein)

D. Junior College Equalization Account:
For the operation and maintenance of the Junior Colleges listed below, to be distributed on a formula adopted by the State Board of Education 1,993,595.00

(The above appropriation is to be distributed to the following Junior Colleges: (1) Alexander City; (2) Enterprise; (3) Gadsden State; (4) George C. Wallace; (5) Jefferson Davis; (6) Jefferson State; (7) John C. Calhoun; (8) Mobile; (9) Northeast Alabama; (10) Northwest Alabama; (11) Patrick Henry; (12) Southern Union College; (13) Wenonah; (14) William Lowndes Yancey or any other State owned Junior College.)

E. Minimum Program Fund:

In addition to all other funds appropriated for the public elementary and high schools of the State, there is hereby appropriated to the State Board of Education the sum of $6,578,675.00 to be known as the Minimum Program Fund which shall be used by the State Board of Education to increase the present teacher salary allotment schedule as follows: Rank I teachers not less than ($240.00) per annum; Rank II teachers not less than ($207.00) per annum; Rank III teachers not less than ($167.00) per annum; Rank IV teachers not less than ($141.00) per annum and Rank V teachers not less than ($121.00) per annum. Provided however that if the total amount herein appropriated shall not be made

available that portion which is available shall be used to increase the present teacher salary allotment schedule by the highest percentum possible, provided further that each rank hereinabove set out shall be increased by the same percentum. It being the intent of the Legislature that the total amount, or that portion thereof available, herein appropriated to the Minimum Program Fund shall be used by the State Board of Education for an increase in the amount of teachers salaries and for that purpose only. It is further provided that any county or city Board of Education failing to increase salaries as set out hereinabove shall not be entitled to participate in this portion of the Minimum Program Fund.

F. Minimum Program Account:
Trainable Retarded Children:
For distribution to Local Boards 10,840.00

The appropriation hereinabove made for disbursement to local boards shall be used for the education and training of trainable retarded children and shall include the operation and maintenance of classrooms, classes, transportation of trainable retarded pupils where justified, and compensation of teachers in accordance with Act No. 67, approved June 27, 1963, in accordance with the regulations of the State Board of Education and in accordance with Act No. 249, approved August 16, 1955. Allocations from this appropriation shall be in addition to all other allocations from the Minimum Program Fund for Trainable Retarded Children.

G. State Mental Health Department:
For salaries, other expenses and equipment purchases necessary to operate a school at Partlow State School 7,667.00

H. Physical Restoration of Crippled Children:
Handicapped Individuals 43,111.00

I. Teacher Training Equalization Account:
For the teachers training program at the State Colleges at Florence, Jacksonville State University, Livingston, and Troy. To be distributed in accordance with a formula adopted by the State Board of Education 244,824.00

J. Vocational Education:
Disbursements to Local Boards and Institutions 600,000.00

K. State Vocational Technical School Equalization Account:
For the operation and maintenance of the Vocational Technical Schools listed below, to be distributed in accordance with a formula adopted by the State Board of Education 1,993,595.00

The above appropriation is to be distributed to the following Vocational Technical Schools: (1) Alabama Institute of Aviation Technology; (2) Alabama School of Trades; (3) Bessemer; (4) Carver; (5) George C. Wallace, Cullman; (6) George C. Wallace, Napier Field; (7) Chauncey Sparks; (8) Councill Trenholm; (9) Douglas MacArthur; (10) Ed E. Reid; (11) Gadsden; (12) Harry M. Ayers; (13) J. F. Drake; (14) John C. Calhoun; (15) John M. Patterson; (16) Muscle Shoals; (17) N. F. Nunnelley; (18) Northwest Alabama; (19) Opelika; (20) Richmond P. Hobson; (21) Shelton; (22)

Southwest; (23) Tuscaloosa; (24) Walker County; (25) Wenonah; (26) William R. King, or any other State owned Vocational Technical School.

L. J. F. Ingram Vocational Technical School:
For the operation and maintenance of a Vocational Technical School 5,000.00

M. The State Colleges:
(a) Florence 500,000.00
(b) Jacksonville State University 500,000.00
(c) Livingston 500,000.00
(d) Troy 500,000.00

N. Tuition Grants:
For the use by the State Board of Education for the payment of authorized tuition grants 3,000,000.00

The above appropriation shall be contingent upon the passage and becoming a law of Senate Bill 324 of the 1967 Regular Session of the Legislature.

Section 28. BOARD OF TRUSTEES OF ALABAMA BOYS' INDUSTRIAL SCHOOL:

For the operation and maintenance of the Alabama Boys' Industrial School,
For the fiscal year ending September 30, 1968 ..... 50,218.00
For the fiscal year ending September 30, 1969 ..... 17,218.00

Section 29. BOARD OF TRUSTEES OF ALABAMA COLLEGE:

For the operation and maintenance of the College 500,000.00
For operation of an Aphasoic School 50,000.00

Section 30. BOARD OF TRUSTEES OF ALABAMA INDUSTRIAL SCHOOL FOR NEGROES:

For operation and maintenance of the Alabama Industrial School for Negroes 13,112.00

Section 31. BOARD OF TRUSTEES OF ALABAMA INSTITUTE FOR DEAF AND BLIND:

For operation and maintenance of the school 170,330.00
For salaries and expenses incident to instruction of Adult Blind 6,680.00

Section 32. BOARD OF TRUSTEES OF AUBURN UNIVERSITY:

A. The College:
(1) For operation and maintenance 390,837.00
(2) Engineering Experiment Station 7,030.00
(3) Television Education 7,644.00

B. Extension Work for Agriculture and Home Economics:
For advising, demonstrating and informing people of Alabama in agricultural, farm and home pursuits, and other extension services 99,655.00
For Rural Resources Development Program 7,200.00

The appropriation herein made for the Extension Service shall be expended under the direction of the Board of Trustees of Auburn University through its Extension Service and shall be done in such manner as to make available the maximum amounts of aid from the Federal government.

C. Agriculture Research:

(1) Alabama Agricultural Experiment Station at Auburn, for work and experimentation	67,744.00
(2) Co-operative research at the Agricultural and Experimental Substations	25,464.00

That all research work and experimentation contemplated by the spirit and purpose of this sub-section (C) shall be carried out under the supervision of the Director of the Agricultural Experiment Station System and the President of Auburn University, who shall make a complete report to the Board of Trustees of Auburn University for each of the fiscal years ending September 30, 1968 and September 30, 1969.

The funds provided in this sub-section (C) shall be used for the support of researches, experiments, and investigations bearing upon and relating to the production, marketing, manufacturing, use and distribution of agricultural crops and products; for the production, marketing and curing of all kinds of livestock and livestock products that may be sold from or consumed on the farms of Alabama; for the production, culture, and use of pasture plants, for the establishment, care, use and management of pastures; for the testing of all kinds of hay, food, and forage crops, including those that may be used for lawns and other sod crop purposes; for the testing of varieties of crops, including soil adaption and improvement, for the testing of fertilizers and fertilizer materials on the various soils and for various crops; for the production, marketing, storage, and curing of fruit, nut and vegetable crops; for the study of plant and animal disease, and insect pests; for researches and experiments dealing with forest production, management and use; for researches dealing with soil erosion and problems arising from the waste of land due to soil erosion, for researches to discover new uses of land; for the provisions of necessary land, buildings, fencing, livestock and other physical equipment needed for the research work herein provided for; for researches in game and fish production; provided, however, that any researches in game and fish production shall be in cooperation with or upon the advice of the Director of Conservation, so that there may be complete coordination between the work of the Alabama Agricultural Experiment Station and that of the State Department of Conservation; as future changing agricultural conditions may demand, for researches and experiments on other similar important agricultural and economic problems having for their object the development of a more permanent, profitable and diversified agriculture; and for the printing of the necessary bulletins, circulars, etc., in order that the citizens of Alabama may be acquainted with the results of said research.

Section 33. BOARD OF TRUSTEES OF THE STATE TRAINING SCHOOL FOR GIRLS:

For the operation and maintenance of the State Training School For Girls	9,692.00

Section 34. BOARD OF TRUSTEES OF THE UNIVERSITY OF ALABAMA:

A. The University:

(1) For operation and maintenance	386,225.00
(2) For School of Nursing	11,290.00
(3) For Tuberculosis Nursing (Education)	1,858.00

(4) For Research and Extension 28,738.00
(5) For State Scholarship Program for students in School of Nursing under the provisions of Act No. 591, Regular Session, 1957 ..... 536.00
(6) To establish a loan fund for student nurses 224.00
(7) Huntsville Branch
For the fiscal year ending September 30, 1968 ..... 1,000,000.00
For the fiscal year ending September 30, 1969 ..... 1,500,000.00
(8) Graduate School of Social Work 4,880.00
(9) The University of Alabama, Birmingham Campus: College of General Studies:
For the fiscal year ending September 30, 1968 ..... 1,145,000.00
For the fiscal year ending September 30, 1969 ..... 1,313,500.00

B. The University of Alabama Medical Center:
(1) For the Medical College:
For maintenance and operation 105,028.00
(2) For University Hospital:
For the support of interns, residents, operation of the Hospital School of Nursing and other technical schools and for indigent care 51,448.00
(3) For the School of Dentistry:
For maintenance and operation 60,461.00

The above appropriations for the Alabama Medical Center shall be expended pursuant to the provisions of Act No. 89, 1943 Acts, page 89, and Act No. 207, Section 9, 1945 Acts, page 325.

Section 35. BOARD OF TRUSTEES OF THE UNIVERSITY OF SOUTH ALABAMA:

For the fiscal year ending September 30, 1968:
For operation and maintenance of the University 1,866,845.00
For the fiscal year ending September 30, 1969:
For operation and maintenance of the University 2,316,845.00

Section 36. FOR CAPITAL OUTLAY PURPOSES:

A. Alabama Trade School and Junior College Authority:
For the construction and equipping of Junior Colleges and Trade Schools 1,533,908.00

B. Auburn University:
For the construction and equipping of a branch at Montgomery 2,000,000.00

C. Alabama College:
For the fiscal year ending September 30, 1968:
For the construction and equipping of an Aphasoic School 150,000.00

D. Alabama Industrial School at Mount Meigs 250,000.00

E. Education Television Commission:
For the fiscal year ending September 30, 1968:
For the construction and equipping of a Education Television Facility in Southwest Alabama 600,000.00

F. State Training School for Girls:
For the fiscal year ending September 30, 1968 ..... 300,000.00

Section 37. WASHINGTON COUNTY BOARD OF EDUCATION:

For the construction of a school at Chatom, Alabama.
For the fiscal year ending September 30, 1968 ..... 100,000.00

Section 38. HOUSTON COUNTY BOARD OF EDUCATION:

For the construction of a school at Ashford, Alabama.
For the fiscal year ending September 30, 1968 ..... 90,000.00

Section 39. DEKALB COUNTY BOARD OF EDUCATION:

For the construction and equipping of Whiten School.
For the fiscal year ending September 30, 1968 ..... 100,000.00

Section 40. COVINGTON COUNTY BOARD OF EDUCATION:

For the fiscal year ending September 30, 1968:
For the construction of a school at Pleasant Home 100,000.00
For the construction of a school at Red Level 50,000.00

Section 41. GENEVA COUNTY BOARD OF EDUCATION:

For the fiscal year ending September 30, 1968:
For the construction of a school at Hartford 150,000.00

Section 42. ELBA CITY BOARD OF EDUCATION:

For the fiscal year ending September 30, 1968:
For the construction of a school at Elba 160,000.00

Section 43. NORTHWEST ALABAMA JUNIOR COLLEGE:

For the fiscal year ending September 30, 1968:
For construction of a Fine Arts Building 100,000.00

Section 44. The State Superintendent of Education shall make requisition on the State Comptroller in favor of the proper beneficiary in accordance with the law and rules and regulations governing the expenditure or disbursement of any and all funds provided for in this Act, whereupon the Comptroller, upon the approval by the Governor, shall issue his warrant therefor; provided, that all appropriations and funds made available to the Alabama College, the University of Alabama, the University of South Alabama, Auburn University, the Institute for the Deaf and Blind, the Boys' Industrial School, the Alabama Industrial School for Negroes, the State Training School for Girls, the Alabama Educational Television Commission, for the Teachers' Retirement System, the Alabama Trade School and Junior College Authority and County and City Boards of Education by the provisions of this Act shall be paid by request to the Comptroller made in the manner now provided by law.

Section 45. The provisions of this Act are severable. If any section, paragraph, sentence, clause, provision, or portion of this Act, or all or any portion of any appropriation or appropriations herein made, be held unconstitutional or invalid, such holding shall not affect any other section, paragraph, sentence, clause, provision, or portion of this Act, or any other appropriation or appropriations or portion thereof hereby made not in and of itself unconstitutional or invalid.

Section 46. This Act shall become effective October 1, 1967.

RECESS

At 1:30 P. M., on motion of Mr. Cooper, the Senate took a recess until 2:30 o'clock this afternoon.

AFTERNOON SESSION

THIRTY-FOURTH LEGISLATIVE DAY

WEDNESDAY, AUGUST 23, 1967

The Senate re-assembled at 2:30 o'clock P. M., Lieutenant Governor Brewer presiding.

ROLL CALL

Present:

Messrs.:	Dominick	Jackson	Oden
Adams	Engel	Leonard	Pelham
Albea	Folsom	Lindsey	Pierce
Bailes	Giles	Lolley	Radney
Branyon	Gilmore	McCarley	Skidmore
Carr	Givhan	McDermott	Stone
Childs	Goodwyn	Morrow	Torbert
Clark	Harris	Nabors	Turner
Cooper	Hawkins	O'Bannon	Vacca

—35

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House Bill:

H. 49. To provide Supernumerary Tax Collectors, Tax Assessors, License Commissioners or other elected officials charged with the assessment and/or collection of any ad valorem taxes in the various counties of the State of Alabama; describing their duties; setting up their requirements and qualifications; fixing their compensation; status and tenure of office; and providing for the payment of their salaries.

JOHN W. PEMBERTON,
Clerk.

BILLS ON THIRD READING

FURTHER CONSIDERATION OF H. B. 24

The Senate proceeded to further consideration of the Bill:

H. 24. To make annual appropriations for the support, maintenance, and development of public education in Alabama for each of fiscal years ending September 30, 1968 and September 30, 1969, including all schools, agencies, services and institutions under the general or direct control or subject to the rules and regulations of the State Board of Education, the Board of Trustees of Alabama College, the Board of Trustees of Auburn University, the Board of Trustees of the University of Alabama, the Board of Trustees of the University of South Alabama, the Board of Trustees of the Alabama Institute for Deaf and Blind, the Board of Trustees of the Alabama Boys Industrial School, the Board of Trustees of the Alabama Industrial School for Negroes, the Board of Trustees of the State Training School for Girls, the Alabama Educational Television Commission, and for the Teachers' Retirement System.

The question was on the substitute offered by Mr. Turner.

Mr. Torbert offered the following amendment to the substitute for the Bill, H. B. 24, to-wit:

AMENDMENT TO TURNER SUBSTITUTE FOR H. B. 24

Amend House Bill 24 by striking the figure "9,868,635.00" as it appears in Section 10 A (1), on Page 7, and inserting in lieu thereof the figure "10,178,635.00".

Which was adopted.

Mr. Morrow offered the following amendment to the substitute, as amended, for the Bill, H. B. 24, to-wit:

AMENDMENT TO TURNER SUBSTITUTE FOR H. B. 24

Amend Section 15 "For the fiscal year ending September 30, 1968," to add item A(10) "University of Alabama in Birmingham, College of General Studies . . . . $1,145,000.00"; and to further amend Section 15 "For the fiscal year ending September 30, 1969," and to add item A(9) "University of Alabama in Birmingham, College of General Studies . . . . $1,313,500.00," and omit in Section 34, Page 17, Item A, 9.

Mr. Turner moved that said amendment be laid on the table, which motion was lost.

Yeas 16; Nays 17.

Yeas:

Messrs.:	Engel	Goodwyn	Oden	
Adams	Folsom	Lindsey	Pelham	
Carr	Giles	Lolley	Stone	
Clark	Givhan	McDermott	Turner	
Cooper				—16

Nays:

Messrs.:	Dominick	Morrow	Radney	
Albea	Gilmore	Nabors	Skidmore	
Bailes	Harris	O'Bannon	Torbert	
Branyon	Hawkins	Pierce	Vacca	
Childs	McCarley			—17

And said amendment to the Turner substitute, as amended, for the Bill, H. B. 24, was then adopted by the Senate.

Mr. Nabors offered the following amendment to the substitute, as amended, for the Bill, H. B. 24, to-wit:

AMENDMENT TO THE SUBSTITUTE FOR H. B. 24

In Subsection E of Section 27, strike out the figures $6,578,675.00 and insert in lieu thereof the figures: $16,286,921.31

On motion of Mr. Turner, said amendment was laid on the table.

Yeas 20; Nays 15.

Yeas:

Messrs.:	Folsom	Leonard	Oden	
Adams	Giles	Lindsey	Pelham	
Albea	Givhan	Lolley	Stone	
Carr	Goodwyn	McCarley	Torbert	
Cooper	Jackson	McDermott	Turner	
Engel				—20

Nays:

Messrs.:	Clark	Hawkins	Pierce
Bailes	Dominick	Morrow	Radney
Branyon	Gilmore	Nabors	Skidmore
Childs	Harris	O'Bannon	Vacca

—15

Mr. Turner offered the following amendment to the substitute, as amended, for the Bill, H. B. 24, to-wit:

AMENDMENT TO SUBSTITUTE FOR H. B. 24

Amend Section 26 on Page 13, by striking therefrom the following words:

the conditional appropriation to the University of Alabama, Birmingham Campus for General Studies shall be paid first, in an amount sufficient to operate said college not to exceed the amount appropriated therefor in Section 34, subsection A (9) before any other conditional appropriations are released; provided further

Which was adopted.

MESSAGE FROM THE HOUSE

Mr. President:

The Speaker of the House having signed the following House Bill, your signature thereto is requested.

H. 332. Relating to public education; authorizing and providing for the acquisition, operation, and maintenance of Snead Junior College as a state educational institution, and making an appropriation in furtherance of such purpose.

JOHN W. PEMBERTON,
Clerk.

SIGNING OF BILLS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after its title had been publicly read at length by the Secretary of the Senate, signed the foregoing bill; the title of which is set out in the foregoing message from the House.

MESSAGE FROM THE HOUSE

Mr. President:

The Speaker of the House having signed the following House Bill, your signature thereto is requested.

H. 106. To redefine the offense of stealing a dog and to prescribe the punishment therefor.

JOHN W. PEMBERTON,
Clerk.

SIGNING OF BILLS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after its title had

been publicly read at length by the Secretary of the Senate, signed the foregoing bill; the title of which is set out in the foregoing message from the House.

MESSAGE FROM THE HOUSE

Mr. President:

The Speaker of the House having signed the following House Bill, your signature thereto is requested.

H. 23. To make appropriations for the ordinary expenses of the executive, legislative and judicial departments of the State, and for the interest on the public debt and for the public schools.

JOHN W. PEMBERTON,
Clerk.

SIGNING OF BILLS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after its title had been publicly read at length by the Secretary of the Senate, signed the foregoing bill; the title of which is set out in the foregoing message from the House.

MESSAGE FROM THE HOUSE

Mr. President:

The Speaker of the House having signed the following House Bills, your signature thereto is requested.

H. 26. To make appropriations from the State Treasury for capital improvements.

Also:

H. 238. To provide a legal defense fund for the benefit of state law enforcement officers in certain cases.

JOHN W. PEMBERTON,
Clerk.

SIGNING OF BILLS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the foregoing bills; the titles of which are set out in the foregoing message from the House.

BILLS ON THIRD READING RESUMED

FURTHER CONSIDERATION OF H. B. 24

The Senate proceeded to further consideration of the Bill:

H. 24. To make annual appropriations for the support, maintenance, and development of public education in Alabama for each of fiscal years ending September 30, 1968 and September 30, 1969, including all schools, agencies, services and institutions under the general or direct control or subject to the rules and regulations of the State Board of Education, the Board of Trustees of Alabama College, the Board of

Trustees of Auburn University, the Board of Trustees of the University of Alabama, the Board of Trustees of the University of South Alabama, the Board of Trustees of the Alabama Institute for Deaf and Blind, the Board of Trustees of the Alabama Boys Industrial School, the Board of Trustees of the Alabama Industrial School for Negroes, the Board of Trustees of the State Training School for Girls, the Alabama Educational Television Commission, and for the Teachers' Retirement System.

The question was on the substitute, as amended, offered by Mr. Turner.

Mr. Harris offered the following amendment to the Turner substitute, as amended, for the Bill, H. B. 24, to-wit:

AMENDMENT TO TURNER SUBSTITUTE FOR HOUSE BILL 24

Amend the Substitute for House Bill 24 by deleting Section 26 and substituting therefor the following:

"Section 26. The appropriations set out below, in Section 27 through 43, inclusive, are conditional upon the condition of the Alabama Special Educational Trust Fund and may be released only in the event the Governor determines from the estimates provided by the Finance Department that the resources of the Alabama Special Educational Trust Fund will be equal to the sum necessary to pay the absolute appropriations made from such fund for the fiscal year ending September 30, 1968, and an additional sum of $8,200,000.00 to be carried over at the close of this fiscal year for the payment of the absolute appropriations for the ensuing fiscal year.

Further, the conditional appropriations made by this Act shall be paid out in the following order of priority and no amount shall be paid for any item until all items with a higher priority have been paid in full. The following order of priority is hereby established and those items with the lowest numerical rank shall have the highest priority:

RANK	ITEM BY SECTION
1.	27 E
2.	27 F
3.	27 J
4.	27 D
5.	36 A
6.	32 A
7.	34 A
8.	34 B
9.	27 N
10.	36 B
11.	27 K
12.	27 I
13.	27 M
14.	27 H
15.	27 C
16.	29
17.	31
18.	36 C
19.	36 D
20.	36 E
21.	35

All items for which no order of priority shall be payable without priority."

On motion of Mr. Turner, said amendment was laid on the table.

Yeas 25; Nays 8.

Yeas:

Messrs.:	Cooper	Jackson	Oden	
Adams	Engel	Leonard	Pelham	
Albea	Giles	Lindsey	Radney	
Branyon	Gilmore	Lolley	Stone	
Carr	Givhan	McCarley	Torbert	
Childs	Goodwyn	McDermott	Turner	
Clark	Hawkins			—25

Nays:

Messrs.:	Harris	Nabors	Pierce	
Bailes	Morrow	O'Bannon	Skidmore	
Dominick				—8

Mr. Torbert offered the following amendment to the Turner substitute, as amended, for the Bill, H. B. 24, to-wit:

AMENDMENT TO TURNER SUBSTITUTE,
AS AMENDED, FOR H. B. 24

Amend H. B. 24 by adding at the end of Section 26, on page 13, to become a part of said Section, the following:

"Provided further, that the conditional appropriations provided for in Sections 27 A, B, C, D, G, H, I, K, L, M; 28; 29; 30; 31; 32; 33; 34 A(1), (2), (3), (4), (5), (6), B; and 35 shall then be paid in full or in the percentum amount as each such appropriation bears to the total of such appropriations before any other conditional appropriations are released."

On motion of Mr. Turner, said amendment was laid on the table.

Yeas 19; Nays 13.

Yeas:

Messrs.:	Cooper	Goodwyn	McDermott	
Albea	Engel	Jackson	Oden	
Branyon	Folsom	Leonard	Pelham	
Carr	Giles	Lindsey	Stone	
Clark	Givhan	Lolley	Turner	
				—19

Nays:

Messrs.:	Gilmore	O'Bannon	Skidmore	
Bailes	Harris	Pierce	Torbert	
Childs	Hawkins	Radney	Vacca	
Dominick	Nabors			—13

Mr. Bailes offered the following amendment to the Turner substitute, as amended, for the Bill, H. B. 24, to-wit:

AMENDMENT TO TURNER SUBSTITUTE, AS AMENDED,
FOR H. B. 24

Amend H. B. 24 by adding at the end of Section 26, on page 13, to become a part of said Section, the following:

"Provided further, that the conditional appropriations provided for in Sections 32, 34 and 35 shall then be paid in full or in the percentum amount as each such appropriation bears to the total of such appropriations before any other conditional appropriations are released."

On motion of Mr. Turner, said amendment was laid on the table.

Yeas 23; Nays 9.

Yeas:

Messrs.:	Cooper	Leonard	Pelham	
Adams	Engel	Lindsey	Radney	
Albea	Folsom	Lolley	Skidmore	
Branyon	Giles	McCarley	Stone	
Carr	Givhan	McDermott	Torbert	
Clark	Goodwyn	Oden	Turner	
				—23

Nays:

Messrs.:	Dominick	Hawkins	Nabors	
Bailes	Gilmore	Morrow	Vacca	
Childs	Harris			
				—9

Mr. Branyon moved that the Senate reconsider the vote by which it adopted the amendment offered by Mr. Morrow to the substitute, as amended, for the Bill, H. B. 24. Mr. Morrow moved that the motion to reconsider be laid on the table, and the motion to table was lost.

Yeas 16; Nays 18.

Yeas:

Messrs.:	Gilmore	Morrow	Radney	
Albea	Harris	Nabors	Skidmore	
Bailes	Hawkins	O'Bannon	Torbert	
Childs	McCarley	Pierce	Vacca	
Dominick				
				—16

Nays:

Messrs.:	Engel	Jackson	Oden	
Adams	Folsom	Leonard	Pelham	
Branyon	Giles	Lindsey	Stone	
Clark	Givhan	Lolley	Turner	
Cooper	Goodwyn	McDermott		
				—18

The question recurred on the motion of Mr. Branyon that the Senate reconsider the vote by which it adopted the amendment offered by Mr. Morrow to the substitute, as amended, for the Bill, H. B. 24, and the motion to reconsider was adopted.

Yeas 18; Nays 17.

Yeas:

Messrs.:	Engel	Jackson	Oden	
Adams	Folsom	Leonard	Pelham	
Branyon	Giles	Lindsey	Stone	
Carr	Givhan	Lolley	Turner	
Cooper	Goodwyn	McDermott		
				—18

Nays:

Messrs.:	Dominick	Morrow	Radney	
Albea	Gilmore	Nabors	Skidmore	
Bailes	Harris	O'Bannon	Torbert	
Childs	Hawkins	Pierce	Vacca	
Clark	McCarley			
				—17

And the Senate did reconsider said vote.

And the amendment offered by Mr. Morrow to the substitute, as amended, for the Bill, H. B. 24, was again adopted by the Senate.

Mr. Nabors offered the following amendment to the substitute, as amended, for the Bill, H. B. 24, to-wit:

AMENDMENT TO TURNER SUBSTITUTE, AS AMENDED, FOR H. B. 24

Amend Section 4, G. Junior College Equalization account as follows by striking the figures $6,747,403.00 and inserting in lieu thereof the following $7,100,500.00 for the fiscal year ending September 30, 1968; and For the fiscal year ending Sept. 30, 1969; the figures $10,539,100.00.

On motion of Mr. Turner, said amendment was laid on the table.

Yeas 21; Nays 13.

Yeas:

Messrs.:	Engel	Leonard	Oden	
Adams	Folsom	Lindsey	Pelham	
Branyon	Giles	Lolley	Skidmore	
Carr	Givhan	McCarley	Stone	
Clark	Goodwyn	McDermott	Turner	
Cooper	Jackson			—21

Nays:

Messrs.:	Dominick	Morrow	Radney	
Albea	Gilmore	Nabors	Torbert	
Bailes	Harris	Pierce	Vacca	
Childs	Hawkins			—13

Mr. Turner offered the following amendment to the substitute, as amended, for the Bill, H. B. 24, to-wit:

AMENDMENT TO TURNER SUBSTITUTE, AS AMENDED, FOR H. B. 24

Amend Section 15 "For the fiscal year ending September 30, 1968," to add item A(10) "University of Alabama in Birmingham, College of General Studies . . . . $860,000.00"; and to further amend Section 15 "For the fiscal year ending September 30, 1969," and to add item A(9) "University of Alabama in Birmingham, College of General Studies . . . . $1,028,500."

Which was adopted.

Mr. Harris offered the following amendment to the substitute, as amended, for the Bill, H. B. 24, to-wit:

AMENDMENT TO TURNER SUBSTITUTE, AS AMENDED, FOR H. B. 24

Amend the substitute for H. B. 24 by deleting therefrom Sections 37 thru 43 inclusive and renumbering the remaining Sections.

On motion of Mr. Turner, said amendment was laid on the table.

Yeas 20; Nays 12.

Yeas:

Messrs.:	Engel	Leonard	Oden
Adams	Folsom	Lindsey	Pelham
Branyon	Giles	Lolley	Radney
Carr	Givhan	McCarley	Stone
Clark	Goodwyn	McDermott	Turner
Cooper			—20

Nays:

Messrs.:	Dominick	Morrow	Skidmore
Albea	Gilmore	O'Bannon	Torbert
Bailes	Harris	Pierce	Vacca
Childs			—12

Mr. Harris then offered the following amendment to the substitute, as amended, for the Bill, H. B. 24, to-wit:

AMENDMENT TO SUBSTITUTE FOR H. B. 24

Delete Sections 38, 39, 40, 41, 42 and 43 and renumber the remaining Sections of the Bill.

Further, amend Section 37 by adding thereto the following:

A. For the use of the boards of education of the following named counties, in the amounts indicated, for capital outlay purposes, for the fiscal year ending Sept. 30, 1968:

To Lauderdale County	$150,000
To Colbert County	150,000
To Morgan County	150,000
To Limestone County	150,000
To Marshall County	100,000
To Blount County	100,000
To St. Clair County	100,000
To Etowah County	150,000
To Calhoun County	150,000
To Tuscaloosa County	150,000
To Jefferson County	400,000
To Talladega County	100,000
To Clay County	50,000
To Cleburne County	50,000
To Shelby County	100,000
To Coosa County	50,000
To Chilton County	50,000
To Autauga County	50,000
To Tallapoosa County	100,000

To Elmore County	100,000
To Macon County	50,000
To Randolph County	75,000
To Chambers County	75,000
To Lee County	100,000
To Escambia County	100,000
To Baldwin County	100,000

On motion of Mr. Turner, said amendment was laid on the table.

Mr. Harris then offered the following amendment to the substitute, as amended, for the Bill, H. B. 24, to-wit:

AMENDMENT TO TURNER SUBSTITUTE, AS AMENDED, FOR H. B. 24

Amend the substitute for H. B. 24 by deleting therefrom Section 26 thru 43 both inclusive and renumber the remaining sections.

On motion of Mr. Turner, said amendment was laid on the table.

And the substitute, as amended, offered by Mr. Turner, for the Bill, H. B. 24, was then adopted by the Senate.

Yeas 24; Nays 10.

Yeas:

Messrs.:	Engel	Leonard	Pelham	
Adams	Folsom	Lindsey	Skidmore	
Albea	Giles	Lolley	Stone	
Branyon	Givhan	McCarley	Torbert	
Carr	Goodwyn	McDermott	Turner	
Clark	Hawkins	Oden	Vacca	
Cooper				—24

Nays:

Messrs.:	Dominick	Morrow	Pierce	
Bailes	Gilmore	Nabors	Radney	
Childs	Harris	O'Bannon		—10

And said Bill, H. B. 24, as thus amended by the substitute, was then read a third time at length and passed.

Yeas 25; Nays 7.

Yeas:

Messrs.:	Cooper	Hawkins	Pelham	
Adams	Engel	Lindsey	Skidmore	
Albea	Folsom	Lolley	Stone	
Branyon	Giles	McCarley	Torbert	
Carr	Gilmore	McDermott	Turner	
Childs	Givhan	Oden	Vacca	
Clark	Goodwyn			—25

Nays:

Messrs.:	Harris	Nabors	Pierce	
Dominick	Morrow	O'Bannon	Radney	
				—7

PAIRED VOTE ANNOUNCED

Mr. Bailes announced that he was paired with Mr. Jackson on this vote; that Mr. Jackson, if present, would vote "Yea" and he, Mr. Bailes, would vote "Nay".

MOTION TO RECONSIDER

Mr. Turner moved that the Senate reconsider the vote by which the Bill, H. B. 24, as amended, was passed, and further moved that his motion to reconsider be laid on the table; the motion to table prevailed.

BILLS ON THIRD READING RESUMED

The Bill:

S. 586. To authorize the Alabama public school and college authority, a public corporation, to issue and sell additional bonds in the principal amount of $5,000,000 for the purpose of constructing, equipping, establishing, creating, supporting and maintaining a four-year college at Montgomery under the supervision and control of the board of trustees of Auburn University.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 31; Nay 1.

Yeas:

Messrs.:	Engel	Leonard	Pelham
Adams	Folsom	Lindsey	Pierce
Albea	Giles	Lolley	Radney
Bailes	Gilmore	McCarley	Skidmore
Carr	Givhan	McDermott	Stone
Childs	Goodwyn	Nabors	Torbert
Clark	Harris	O'Bannon	Turner
Cooper	Hawkins	Oden	Vacca

—31

Nay: Mr. Morrow —1

CALENDAR BILL INDEFINITELY POSTPONED

On motion of Mr. Turner, further consideration of the Bill, H. B. 25, was indefinitely postponed by the Senate.

BILLS ON THIRD READING RESUMED

The Bill:

H. 397. To make a conditional appropriation for the support and maintenance of Marion Institute, located in Perry County.

Was read a third time at length and passed.

Yeas 31; Nay 1.

Yeas:

Messrs.:	Childs	Folsom	Hawkins
Adams	Clark	Giles	Leonard
Bailes	Cooper	Gilmore	Lindsey
Branyon	Dominick	Givhan	Lolley
Carr	Engel	Goodwyn	McCarley

McDermott	Oden	Radney	Torbert
Morrow	Pelham	Skidmore	Turner
Nabors	Pierce	Stone	Vacca

—31

Nay: Mr. Harris —1

The Bill:

H. 398. To make a conditional appropriation for the support and maintenance of the Walker County Junior College, located at Jasper, in Walker County.

Was read a third time at length and passed.

Yeas 31; Nay 1.

Yeas:

Messrs.:	Engel	Lindsey	Pelham
Adams	Folsom	Lolley	Pierce
Bailes	Giles	McCarley	Radney
Branyon	Gilmore	McDermott	Skidmore
Carr	Givhan	Morrow	Stone
Childs	Goodwyn	Nabors	Torbert
Cooper	Hawkins	O'Bannon	Turner
Dominick	Leonard	Oden	Vacca

—31

Nay: Mr. Harris —1

The Bill:

H. 399. To make a conditional appropriation for the support and maintenance of Lyman Ward Military Academy, located at Camp Hill, Alabama.

Was read a third time at length and passed.

Yeas 28; Nay 1.

Yeas:

Messrs.:	Folsom	Lindsey	Pelham
Adams	Giles	Lolley	Radney
Bailes	Gilmore	McCarley	Skidmore
Branyon	Givhan	McDermott	Stone
Carr	Goodwyn	Morrow	Torbert
Childs	Hawkins	Nabors	Turner
Cooper	Leonard	O'Bannon	Vacca
Engel			

—28

Nay: Mr. Harris —1

CALENDAR BILLS INDEFINITELY POSTPONED

On motion of Mr. McCarley, further consideration of the Bill, S. B. 518, was indefinitely postponed by the Senate.

On motion of Mr. Harris, further consideration of the Bill, S. B. 577, was indefinitely postponed by the Senate.

BILLS ON THIRD READING RESUMED

The Bill:

S. 576. To amend Section 5 of Act No. 163, H. 765 approved July 23, 1965, an Act entitled "To amend Section 5 of Act No. 11, S. 88, ap-

proved May 30, 1957 (Acts 1957, v. I, p. 35), an Act entitled 'To provide deputies, clerks, and other assistants for certain officers of Houston County, to regulate their compensation and provide for the payment thereof, and to repeal conflicting laws,' so as to further regulate the salaries of certain deputies of the sheriff." So as to provide additional compensation for certain deputies of the sheriff.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Lolley	Pierce	
Adams	Givhan	Morrow	Radney	
Bailes	Goodwyn	Nabors	Skidmore	
Childs	Hawkins	O'Bannon	Torbert	
Clark	Jackson	Oden	Turner	
Cooper	Leonard	Pelham	Vacca	
Dominick	Lindsey			—25

Nays: —0

The Bill:

S. 573. To amend further Act No. 242, H. 678, Regular Session 1949, relating to the court of common pleas of Lee County, so as to make further provisions respecting allowances for expenses of the judge and deputy district attorney and for operation of the juvenile division of said court.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 25; Nays 0.

Yeas:

Messrs.:	Clark	Givhan	Oden	
Adams	Cooper	Goodwyn	Pelham	
Albea	Dominick	Lindsey	Radney	
Bailes	Engel	McDermott	Skidmore	
Branyon	Folsom	Morrow	Torbert	
Carr	Giles	O'Bannon	Vacca	
Childs	Gilmore			—25

Nays: —0

The Bill:

S. 571. To provide further for the selection of textbooks and instructional materials for use in the public schools of Lamar County.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 25; Nays 0.

Yeas:

Messrs.:	Giles	Lindsey	Pierce	
Adams	Givhan	Lolley	Radney	
Albea	Goodwyn	Nabors	Stone	
Branyon	Harris	O'Bannon	Torbert	
Clark	Hawkins	Oden	Turner	
Cooper	Jackson	Pelham	Vacca	
Dominick	Leonard			—25

Nays: —0

The Bill:

S. 570. To authorize and provide for the payment of supplemental retirement benefits to certain municipal employees in cities in this State having populations of not less than 200,000 nor more than 300,000, according to the last or any subsequent federal decennial census; to repeal Act No. 773, S. 621, Regular Session 1951 (Acts 1951, p. 1342), as amended, which established a pension and relief system for municipal employees.

was taken up.

Mr. McDermott offered the following substitute for the bill, S. B. 570, to-wit:

A BILL
TO BE ENTITLED
AN ACT

To authorize and provide for the payment of supplemental retirement benefits to certain municipal employees in cities in this State having populations of not less than 200,000 nor more than 300,000, according to the last or any subsequent federal decennial census; to repeal Act No. 773, S. 621, Regular Session 1951 (Acts 1951, p. 1342), as amended, which established a pension and relief system for municipal employees.

Be It Enacted by the Legislature of Alabama:

Section 1. This Act shall apply in all cities in this State which have a population of not less than 200,000 nor more than 300,000, according to the last or any subsequent federal decennial census.

Section 2(a). The board of commissioners or like governing body of any city to which this Act applies shall pay to each employee who is so employed on October 1, 1967, except members of the police and fire departments, when subsequent to October 1, 1967, such employee retires or otherwise leaves the employ of the city, an amount of money equal to the entitlement of such employee as of October 1, 1967, pursuant to the provisions of Act No. 773, S. 621, Regular Session 1951 (Acts 1951, p. 1342), as amended. Such payment or payments shall be made as authorized in said Act No. 773, and in the event such payments are made pursuant to a retirement, by disability or otherwise, they shall be supplementary to all other retirement benefits from any source or sources to which the city shall have contributed, including any fund or funds from which pensions are payable under Act No. 515, H. 93, Regular Session 1945 (Acts 1945, p. 734), as amended; provided, that the payments by such city pursuant to said Act No. 773, when added to the retirement benefits from any other source to which the city shall have contributed (excluding social security benefits), shall not serve to make the aggregate retirement benefit higher than the benefits to which such employee would have been entitled had said Act No. 773 continued in force and effect.

Section 2(b). For purposes of this Act, the term "employee" means a person covered as such under the provisions of said Act No. 773, as amended.

Section 3. All laws or parts of laws which conflict with this Act are repealed, and Act No. 773, S. 621, Regular Session 1951 (Acts 1951, p. 1342), as amended, save as hereinabove provided, is hereby expressly repealed; provided, that nothing herein contained shall be so construed as to alter or terminate any benefits presently received by any retired employees pursuant to the provisions of said Act No. 773, as amended.

Section 4. This Act shall become effective October 1, 1967.

Which was adopted.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Morrow	Radney	
Branyon	Givhan	Nabors	Skidmore	
Carr	Goodwyn	O'Bannon	Stone	
Childs	Jackson	Oden	Torbert	
Clark	Leonard	Pelham	Turner	
Cooper	McCarley	Pierce	Vacca	
Dominick	McDermott			—25

Nays: —0

And said Bill, S. B. 570, as thus amended, by the substitute, was then read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Lolley	Oden	
Adams	Folsom	McCarley	Pelham	
Albea	Harris	McDermott	Pierce	
Bailes	Hawkins	Morrow	Radney	
Branyon	Jackson	Nabors	Stone	
Carr	Leonard	O'Bannon	Turner	
Childs	Lindsey			—25

Nays: —0

The Bill:

S. 574. Relating to counties having populations of not less than 21,900 nor more than 22,300 according to the most recent federal decennial census, whose roads and bridges are constructed, maintained and repaired by the state highway department; authorizing and providing for the deduction and withholding by the judge of probate of any such county of a prescribed amount of the first moneys accruing from that part of the motor vehicle and trailer license taxes allocated to the county when such judge remits such taxes to the state highway department; and to prescribe the use of the amount so deducted.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 25; Nays 0.

Yeas:

Messrs.:	Clark	Goodwyn	Oden	
Adams	Cooper	Leonard	Pierce	
Albea	Dominick	Lindsey	Stone	
Bailes	Engel	McDermott	Torbert	
Branyon	Giles	Morrow	Turner	
Carr	Gilmore	Nabors	Vacca	
Childs	Givhan			—25

Nays: —0

The Bill:

S. 575. Relating to counties having populations of not less than 22,500 nor more than 24,550 according to the most recent federal decennial census, whose roads and bridges are constructed, maintained and re-

paired by the state highway department; forbidding the judge of probate of any such county to remit to the state highway department moneys collected by him from that part of the motor vehicle and trailer license taxes allocated to the county; to require such judges of probate to deposit such moneys in a special fund in the county treasury; and to prescribe the use thereof.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 25; Nays 0.

Yeas:

Messrs.:	Clark	Jackson	Oden	
Adams	Engel	Leonard	Pierce	
Albea	Folsom	Lindsey	Radney	
Bailes	Gilmore	Lolley	Skidmore	
Branyon	Givhan	McCarley	Turner	
Carr	Goodwyn	Nabors	Vacca	
Childs	Harris			—25

Nays: —0

The Bill:

S. 563. To apply only in counties having populations of not less than 28,500 nor more than 30,500, making further provisions for fixing the compensation of the county superintendent of education.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 25; Nays 0.

Yeas:

Messrs.:	Dominick	Hawkins	Oden	
Adams	Engel	Leonard	Pelham	
Albea	Folsom	Lolley	Radney	
Bailes	Gilmore	McCarley	Torbert	
Branyon	Givhan	Nabors	Turner	
Carr	Goodwyn	O'Bannon	Vacca	
Clark	Harris			—25

Nays: —0

The Bill:

S. 562. To apply only in counties having populations of not less than 28,500 nor more than 30,500, providing further for the compensation of members of the county board of education in all such counties.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 25; Nays 0.

Yeas:

Messrs.:	Clark	Lolley	Pelham	
Adams	Cooper	McDermott	Radney	
Albea	Dominick	Morrow	Stone	
Bailes	Goodwyn	Nabors	Torbert	
Branyon	Harris	O'Bannon	Turner	
Carr	Hawkins	Oden	Vacca	
Childs	Jackson			—25

Nays: —0

The Bill:

S. 583. To amend Act No. 516, of H. 1003, Regular Session 1959, which act levies county privilege license and excise taxes for public school purposes in Franklin County (Acts 1959, v. 2, p. 1267), so as to make further provisions respecting distribution of the proceeds of such taxes.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Hawkins	Radney	
Branyon	Folsom	Jackson	Skidmore	
Carr	Giles	McDermott	Stone	
Childs	Gilmore	Morrow	Torbert	
Clark	Givhan	Nabors	Turner	
Cooper	Goodwyn	Oden	Vacca	
Dominick	Harris			—25

Nays: —0

The Bill:

S. 594. Relating to Limestone County; providing further for meetings and compensation of members of the County Board of Education of such county.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 25; Nays 0.

Yeas:

Messrs.:	Folsom	Lindsey	Radney	
Carr	Giles	Lolley	Skidmore	
Childs	Gilmore	O'Bannon	Stone	
Clark	Givhan	Oden	Torbert	
Cooper	Harris	Pelham	Turner	
Dominick	Jackson	Pierce	Vacca	
Engel	Leonard			—25

Nays: —0

The Bill:

S. 578. To alter, rearrange and extend the boundary lines and corporate limits of the City of Boaz in Marshall County.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 25; Nays 0.

Yeas:

Messrs.:	Givhan	Morrow	Radney	
Adams	Goodwyn	Nabors	Skidmore	
Albea	Harris	O'Bannon	Stone	
Bailes	Hawkins	Oden	Torbert	
Carr	Jackson	Pelham	Turner	
Dominick	McCarley	Pierce	Vacca	
Gilmore	McDermott			—25

Nays: —0

The Bill:

S. 595. To provide an expense account for coroners in counties having populations not less than 22,372 nor more than 24,000 in lieu of all fees he now receives.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 25; Nays 0.

Yeas:

Messrs.:	Cooper	McCarley	Pelham	
Adams	Harris	McDermott	Pierce	
Albea	Hawkins	Morrow	Stone	
Bailes	Jackson	Nabors	Torbert	
Branyon	Leonard	O'Bannon	Turner	
Carr	Lindsey	Oden	Vacca	
Childs	Lolley			—25

Nays: —0

The Bill:

S. 588. To provide retirement allowances for certain elected officials of Mobile County and of incorporated municipalities therein; providing for contributions by elected officials from the salaries paid them as public officials; providing for certain payment in event of disability; providing for approval of a majority of the voters in the respective political subdivisions before the provisions of this act can become operative as to any such subdivision.

was taken up.

The Standing Committee on Local Legislation No. 1 reported the following amendment to the Bill, S. B. 588, to-wit:

AMENDMENT TO SENATE BILL 588

Add the following additional sentence at the end of Section 5:

"If the governmental unit or units shall have contributed an employer's share to the Social Security System on behalf of any such elected official during all or part of his elected service, then any Social Security benefit received by the elected official as a result of such contribution shall be applied as a credit on the amount of retirement benefit owed by such governmental unit or units pursuant to this Act."

On motion of Mr. McDermott, said amendment was laid on the table.

Mr. McDermott offered the following amendment to the Bill, S. B. 588, to-wit:

AMENDMENT TO SENATE BILL 588

Add the following additional sentence at the end of Section 5:

"If the governmental unit or units shall have contributed an employer's share to the Social Security System on behalf of any such elected official during all or part of his elected service, then any primary Social Security benefit received by the elected official as a result of such con-

tribution shall be applied as a credit on the amount of retirement benefit owed by such governmental unit or units pursuant to this Act."

Which was adopted.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Folsom	McCarley	Radney	
Carr	Giles	McDermott	Skidmore	
Childs	Hawkins	O'Bannon	Stone	
Clark	Jackson	Oden	Torbert	
Cooper	Leonard	Pelham	Turner	
Dominick	Lindsey	Pierce	Vacca	
Engel	Lolley			—25

Nays: —0

And said Bill, S. B. 588, as thus amended, was then read a third time at length and passed, and ordered sent forthwith to the House without engrossment.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Folsom	McCarley	Radney	
Carr	Giles	McDermott	Skidmore	
Childs	Hawkins	O'Bannon	Stone	
Clark	Jackson	Oden	Torbert	
Cooper	Leonard	Pelham	Turner	
Dominick	Lindsey	Pierce	Vacca	
Engel	Lolley			—25

Nays: —0

The Bill:

S. 587. To amend Act No. 118, Local Acts of 1939, page 66, approved March 8, 1939, which said act is entitled: "AN ACT to create and establish a Board of Jury Supervisors in Montgomery County, Alabama, to provide that the Circuit Judges, the Judge of Probate, the Sheriff, and the Clerk of the Circuit Court of Montgomery County shall constitute The Board of Jury Supervisors and to confer upon them all the jurisdiction and all the powers and authority which is now or which may hereafter be by law vested in Jury Boards and Jury Commissions in this State; to provide that they shall perform and discharge all the duties of Jury Boards and Jury Commissions without compensation, except as provided by this Act; to authorize them to elect one of their number President of such Board of Jury Supervisors, and to provide that the Clerk of the Circuit Court of Montgomery County shall be ex-officio clerk of such Board of Jury Supervisors; to fix his salary as such clerk, the manner of its payment, and to provide for the delivery to this Board of the papers and records of any former Board of Jury Supervisors, Jury Board or Jury Commission of Montgomery County." To repeal that portion of Act No. 100, General Acts of Alabama, Regular Session, 1965, page 152, approved July 7, 1965 which amends Section 3(a) of Act No. 250, General Acts of Alabama, Regular Session, 1959.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 25; Nays 0.

Yeas:

Messrs.:	Folsom	McCarley	Pelham	
Adams	Giles	McDermott	Pierce	
Albea	Gilmore	Morrow	Stone	
Bailes	Goodwyn	Nabors	Torbert	
Branyon	Leonard	O'Bannon	Turner	
Carr	Lindsey	Oden	Vacca	
Engel	Lolley			—25
Nays:				—0

The Bill:

S. 590. To alter, rearrange and extend the boundary lines of the City of Gadsden, Alabama in Etowah County, Alabama, so as to include within the corporate limits of said City certain property therein set out and described.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 25; Nays 0.

Yeas:

Messrs.:	Clark	Jackson	Radney	
Adams	Cooper	McDermott	Skidmore	
Albea	Dominick	Nabors	Stone	
Bailes	Givhan	Oden	Torbert	
Branyon	Goodwyn	Pelham	Turner	
Carr	Harris	Pierce	Vacca	
Childs	Hawkins			—25
Nays:				—0

The Bill:

S. 589. To provide additional and alternate methods of annexation of certain territory to municipalities in counties in the State of Alabama having a population of not less than ninety-six thousand (96,000) nor more than one hundred six thousand (106,000) inhabitants according to the last or any subsequent Federal Census.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 25; Nays 0.

Yeas:

Messrs.:	Clark	Jackson	Nabors	
Adams	Cooper	Leonard	Skidmore	
Albea	Dominick	Lindsey	Stone	
Bailes	Engel	Lolley	Torbert	
Branyon	Folsom	McCarley	Turner	
Carr	Harris	McDermott	Vacca	
Childs	Hawkins			—25
Nays:				—0

The Bill:

S. 593. Relating to Etowah County; to provide for the appointment of the county superintendent of education; to prescribe the qualifications,

duties, term of office, and compensation of such officer; and to repeal all conflicting laws.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 25; Nays 0.

Yeas:

Messrs.:	Clark	Givhan	Lindsey	
Adams	Cooper	Goodwyn	Lolley	
Albea	Dominick	Harris	McCarley	
Bailes	Engel	Hawkins	McDermott	
Branyon	Folsom	Jackson	Nabors	
Carr	Giles	Leonard	Vacca	
Childs	Gilmore			—25

Nays: —0

The Bill:

S. 599. To provide further for funds for the maintenance and operation of a county health department under direction of a county health officer in all counties having populations of not less than 300,000 nor more than 500,000, according to the most recent federal decennial census; requiring contributions by incorporated municipalities in such counties.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Lindsey	Pierce	
Adams	Givhan	Lolley	Skidmore	
Albea	Goodwyn	McDermott	Stone	
Bailes	Harris	Nabors	Torbert	
Branyon	Hawkins	O'Bannon	Turner	
Carr	Jackson	Pelham	Vacca	
Dominick	Leonard			—25

Nays: —0

The Bill:

S. 579. To authorize the establishment of branch banks in counties having a population of not less than 26,000 nor more than 27,000.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 25; Nays 0.

Yeas:

Messrs.:	Clark	Hawkins	O'Bannon	
Adams	Cooper	Jackson	Oden	
Albea	Dominick	Lindsey	Pelham	
Bailes	Engel	Lolley	Radney	
Branyon	Giles	Morrow	Turner	
Carr	Givhan	Nabors	Vacca	
Childs	Harris			—25

Nays: —0

The Bill:

S. 600. To alter, re-arrange and extend the boundary lines and corporate limits of the City of Selma, Dallas County, so as to annex certain territory to the city.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 25; Nays 0.

Yeas:

Messrs.:	Folsom	Lolley	Radney	
Adams	Giles	McCarley	Skidmore	
Albea	Givhan	McDermott	Stone	
Clark	Hawkins	Oden	Torbert	
Cooper	Jackson	Pelham	Turner	
Dominick	Leonard	Pierce	Vacca	
Engel	Lindsey			—25

Nays: —0

The Bill:

S. 569. Relating to counties having a population of not less than 120,000 or more than 200,000, according to the last or any subsequent federal decennial census; establishing compensation of the members of the Board of Revenue or other courts of like jurisdiction in all such counties.

was taken up.

The Standing Committee on Local Legislation No. 1 reported the following substitute for the Bill, S. B. 569, to-wit:

SUBSTITUTE FOR S. B. 569

A BILL
TO BE ENTITLED
AN ACT

Relating to counties having a population of not less than 120,000 or more than 200,000, according to the last or any subsequent federal decennial census; establishing compensation of the members of the Board of Revenue or other courts of like jurisdiction in all such counties.

Be It Enacted by the Legislature of Alabama:

Section 1. That the members of the Board of Revenue or other courts of like jurisdiction in counties having a population of not less than 120,000 or more than 200,000, according to the last or any subsequent federal decennial census shall be paid annual salaries as follows: The President or presiding officer of the said Board or Boards shall receive an annual salary of $5,000.00 and each member of said Board or Boards shall receive an annual salary of $4,200.00 payable in equal monthly installments out of the general funds of said county or counties; that in addition thereto, out of the general funds of said county or counties. The President of said Board shall be paid the sum of $100.00 per month for expense incurred in the performance of his duties as President of such Board or Boards.

Section 2. That all laws or parts of laws, general, local, or special, in conflict with the provisions of this Act shall be, and the same are hereby expressly repealed.

Section 3. This Act shall take effect at the expiration of the terms of the incumbent members of any Board of Revenue or other courts of like jurisdiction in any county to which the Act applies.

Which was adopted.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Goodwyn	McCarley	Radney	
Carr	Harris	McDermott	Skidmore	
Childs	Hawkins	Morrow	Stone	
Clark	Jackson	Nabors	Torbert	
Cooper	Leonard	Pelham	Turner	
Dominick	Lindsey	Pierce	Vacca	
Engel	Lolley			—25

Nays: —0

And said Bill, S. B. 569, as thus amended by the substitute, was then read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 25; Nays 0.

Yeas:

Messrs.:	Goodwyn	McCarley	Radney	
Carr	Harris	McDermott	Skidmore	
Childs	Hawkins	Morrow	Stone	
Clark	Jackson	Nabors	Torbert	
Cooper	Leonard	Pelham	Turner	
Dominick	Lindsey	Pierce	Vacca	
Engel	Lolley			—25

Nays: —0

The Bill:

S. 597. To fix the compensation of certain county officers in all counties having populations of not less than 46,500 nor more than 48,000; to repeal conflicting laws; and to provide for a referendum.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Leonard	Radney	
Adams	Gilmore	Lolley	Skidmore	
Albea	Givhan	McCarley	Stone	
Childs	Goodwyn	O'Bannon	Torbert	
Clark	Harris	Pelham	Turner	
Cooper	Hawkins	Pierce	Vacca	
Dominick	Jackson			—25

Nays: —0

The Bill:

S. 609. Relating to all counties having populations of not less than 47,000 nor more than 49,000, according to the most recent federal decennial census, providing further for the expense allowances of the chairman and members of the county governing body.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 25; Nays 0.

Yeas:

Messrs.:	Hawkins	Morrow	Radney	
Adams	Jackson	Nabors	Skidmore	
Albea	Leonard	O'Bannon	Stone	
Bailes	Lindsey	Oden	Torbert	
Carr	Lolley	Pelham	Turner	
Goodwyn	McCarley	Pierce	Vacca	
Harris	McDermott			—25

Nays: —0

The Bill:

S. 602. To provide further for funds for the maintenance and operation of a county health department under direction of a county health officer in all counties having populations of not less than 300,000 nor more than 500,000, according to the most recent federal decennial census.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 25; Nays 0.

Yeas:

Messrs.:	Goodwyn	McDermott	Radney	
Adams	Harris	Nabors	Skidmore	
Albea	Hawkins	O'Bannon	Stone	
Bailes	Jackson	Oden	Torbert	
Dominick	Leonard	Pelham	Turner	
Engel	Lindsey	Pierce	Vacca	
Givhan	Lolley			—25

Nays: —0

The Bill:

S. 604. Relating to counties having populations of not less than 48,500 nor more than 49,500; providing an additional allowance for the tax assessors and tax collectors of such counties.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 25; Nays 0.

Yeas:

Messrs.:	Clark	Givhan	O'Bannon	
Adams	Cooper	Goodwyn	Oden	
Albea	Dominick	Harris	Skidmore	
Bailes	Engel	Jackson	Stone	
Branyon	Folsom	Morrow	Torbert	
Carr	Giles	Nabors	Turner	
Childs	Gilmore			—25

Nays: —0

The Bill:

S. 607. Relating to counties having populations of not less than 22,000 nor more than 22,350 according to the most recent federal decennial census; exempting vessels operated on private lakes or ponds in such counties from the requirement to carry life preservers.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 25; Nays 0.

Yeas:

Messrs.:	Clark	Givhan	Lolley	
Adams	Cooper	Goodwyn	Pelham	
Albea	Dominick	Harris	Pierce	
Bailes	Engel	Hawkins	Torbert	
Branyon	Folsom	Jackson	Turner	
Carr	Giles	Leonard	Vacca	
Childs	Gilmore			—25

Nays: —0

The Bill:

S. 605. Relating to Barbour County: providing for distribution of a portion of the county's share of the state gasoline excise tax to the incorporated municipalities in the county.

was taken up.

Mr. Clark offered the following substitute for the Bill, S. B. 605, to-wit:

SUBSTITUTE FOR S. B. 605

A BILL
TO BE ENTITLED
AN ACT

Relating to Barbour County: providing for distribution of a portion of the county's share of the state gasoline excise tax to the incorporated municipalities in the county.

Be It Enacted by the Legislature of Alabama:

Section 1. The board of revenue, court of county commissioners or other like governing body of Barbour County is hereby authorized and directed to appropriate and set aside ten percent of the county's share of the state gasoline excise tax provided for by Act No. 224, H. 220, First Special Session 1967, to be distributed to the several incorporated municipalities in the county on the basis of the ratio of the population of each municipality to the total population of all municipalities in the county according to the most recent federal decennial census.

Section 2. The funds required to be appropriated and set aside by the provisions of this act shall be appropriated for the fiscal year commencing October 1, 1967, and each fiscal year thereafter; and shall be paid to the respective municipalities monthly as soon as practicable after the county receives its portion of the state gasoline tax. All moneys received by municipalities under this act shall be used and expended exclusively for the construction, improvement and maintenance of highways and streets, for traffic control, and administrative expenses in connection therewith, including the retirement of bonds for the payment of which such revenues may be pledged.

Section 3. The provisions of this act are severable. If any part of the act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 4. All laws or parts of laws which conflict with this act are repealed.

Section 5. This act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Which was adopted.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Goodwyn	McCarley	Radney	
Adams	Harris	Nabors	Skidmore	
Albea	Hawkins	O'Bannon	Stone	
Bailes	Jackson	Oden	Torbert	
Branyon	Leonard	Pelham	Turner	
Carr	Lindsey	Pierce	Vacca	
Clark	Lolley			—25

Nays: —0

And said Bill, S. B. 605, as thus amended by the substitute, was then read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 25; Nays 0.

Yeas:

Messrs.:	Goodwyn	McCarley	Radney	
Adams	Harris	Nabors	Skidmore	
Albea	Hawkins	O'Bannon	Stone	
Bailes	Jackson	Oden	Torbert	
Branyon	Leonard	Pelham	Turner	
Carr	Lindsey	Pierce	Vacca	
Clark	Lolley			—25

Nays: —0

CALENDAR BILL INDEFINITELY POSTPONED

On motion of Mr. Skidmore, further consideration of the Bill, S. B. 603, was indefinitely postponed by the Senate.

RESOLUTION

The Rules Committee offered the following Senate Resolution, to-wit:

S. R. 90. RESOLVED BY THE SENATE that the following bills shall be the paramount and continuing order of business for the 34th Legislative day only:

BILL NO.	PAGE
HB 507	78
HB 508	90
HB 591	111
HB 345	2 (supplement)

On motion of Mr. Clark, said Resolution was adopted by the Senate.

BILLS ON THIRD READING RESUMED

The Bill:

H. 507. To levy an additional privilege and license tax on the sale, storage, use, consumption, or delivery of cigarettes within this state; providing for the collection and enforcement of such taxes; and providing for the use of the proceeds.

Was read a third time at length and passed.

Yeas 28; Nays 0.

Yeas:

Messrs.:	Cooper	Hawkins	O'Bannon
Adams	Dominick	Leonard	Oden
Albea	Engel	Lindsey	Pelham
Bailes	Folsom	Lolley	Pierce
Branyon	Giles	McCarley	Stone
Carr	Gilmore	McDermott	Torbert
Childs	Givhan	Nabors	Turner
Clark			

—28

Nays: —0

The Bill:

H. 508. To propose an amendment to the Constitution of Alabama to authorize the State to become indebted and issue its general obligation bonds in a principal amount not exceeding $43,000,000 for the purpose of acquiring, providing, constructing, developing and equipping state parks and park facilities.

was taken up.

Messrs. Lolley and Cooper offered the following amendment to the Bill, H. B. 508, to-wit:

AMENDMENT TO H. B. 508

In the caption, strike out the period after the word "facilities" and insert the following: , and for other public purposes.

Also, in Section 1, strike out the first paragraph of the proposed constitutional amendment and insert in lieu thereof the following:

The State of Alabama is authorized to become indebted for acquiring, providing, constructing, developing, and equipping state parks and park facilities, and for restoration, renovation, enlargement and improvement of the Capitol Building, and in evidence of the indebtedness so incurred to issue and sell, in addition to all other bonds of the State, interest bearing general obligation bonds of the State, not exceeding forty-three million dollars ($43,000,000) in principal amount. Thirty-nine million dollars ($39,000,000) of the proceeds from the sale of any such bonds shall, after payment of the reasonable and necessary expenses of their issuance, be set aside in the state treasury in a special trust fund designated "State Parks Bond Proceeds Fund" and shall be disbursed therefrom on order of the Director of Conservation, approved by the Governor, for payment of costs of acquiring, providing, constructing, developing and equipping state parks and park facilities; provided, that any proceeds held in the State Parks Bond Proceeds Fund for more than thirty days shall be invested in securities which are direct and general obligations of the United States of America. Four million dollars ($4,000,000 of the proceeds from the sale of any such bonds shall,

after payment of the reasonable and necessary expenses of their issuance, be set aside in the state treasury in a special trust fund designated "Capitol Building Bond Fund" and shall be disbursed therefrom on order of the Governor, for payment of the costs and expenses incurred in the restoration, renovation, enlargement and improvement of the Capitol Building; provided, that any part of such proceeds held in the Capitol Building Bond Fund for more than thirty days shall be invested in securities which are direct and general obligations of the United States of America. The said bonds shall be direct and general obligations of the State, and for the prompt and faithful payment of the principal thereof and interest thereon the full faith and credit of the State are hereby irrevocably pledged. In addition thereto, there is hereby specially and irrevocably pledged for payment of the principal of and interest on said bonds, pro rata and without priority of one bond over another by reason of prior issuance or otherwise, so much as may be necessary for said purpose of that portion of an additional privilege and license tax on the sale, storage, use, consumption, or delivery of cigarettes, levied by an Act introduced at the 1967 Regular Session of the Legislature of Alabama as House Bill 507, that was appropriated in the said Act to the development of state parks and state park facilities. The said special pledge shall create a charge on the tax proceeds herein specially pledged prior to all other charges or expenses for state parks purposes or any other purposes whatever.

On motion of Mr. Carr, said amendment was laid on the table.

Yeas 20; Nays 13.

Yeas:

Messrs.:	Dominick	Leonard	Pierce	
Albea	Folsom	McCarley	Skidmore	
Bailes	Gilmore	Nabors	Stone	
Branyon	Goodwyn	O'Bannon	Torbert	
Carr	Harris	Pelham	Turner	
Cooper				—20

Nays:

Messrs.:	Engel	Lindsey	Morrow	
Adams	Giles	Lolley	Oden	
Childs	Givhan	McDermott	Radney	
Clark	Hawkins			—13

Mr. Radney offered the following amendment to the Bill, H. B. 508, to-wit:

AMENDMENT TO HOUSE BILL 508

Amend House Bill 508 by adding Section 4 as follows:

No funds provided in this act shall be used for the construction and/or operation of restaurants, motels, hotels or similar establishments.

On motion of Mr. Carr, said amendment was laid on the table.

And said Bill, H. B. 508, was then read a third time at length as required by the Constitution and passed.

Yeas 33; Nays 0.

Yeas:

Messrs.:	Bailes	Childs	Dominick
Adams	Branyon	Clark	Engel
Albea	Carr	Cooper	Folsom

Giles	Leonard	Nabors	Radney	
Gilmore	Lindsey	O'Bannon	Skidmore	
Givhan	Lolley	Oden	Stone	
Goodwyn	McCarley	Pelham	Torbert	
Harris	McDermott	Pierce	Turner	
Hawkins	Morrow			—33

Nays: —0

The Bill:

H. 591. To provide for the public health; to permit counties and municipalities to form regional, nonprofit, public corporations; to authorize such corporations to implement programs and to construct, maintain, equip, and operate facilities; to provide that such programs and facilities be used in accordance with standards and criteria established by the State Board of Health and the Alabama Mental Health Board so as to combat any or all forms of mental or emotional illness or debility, including, but not limited to, alcoholism, drug addiction, epilepsy, and mental retardation; to provide for the powers, authorities, and duties of such corporations; to authorize the said corporations to enter into contracts with any agency for the purpose of carrying into effect the above; to authorize local governing bodies to appropriate monies for the support of such facilities and programs; and to repeal any existing law which is in conflict with the provisions of this Act.

Was read a third time at length and passed.

Yeas 26; Nays 2.

Yeas:

Messrs.:	Dominick	Lindsey	Pelham	
Adams	Engel	Lolley	Pierce	
Albea	Giles	McCarley	Radney	
Bailes	Gilmore	McDermott	Skidmore	
Branyon	Givhan	Morrow	Stone	
Carr	Harris	Nabors	Torbert	
Clark	Leonard	O'Bannon		—26

Nays: Messrs.: Childs, Hawkins —2

The Bill:

H. 345. To provide that all former governors of the State of Alabama upon reaching the age of sixty years shall be entitled to a retirement of $750 per month to be paid at the end of each month out of the general fund of the State of Alabama.

Was read a third time at length and passed.

Yeas 29; Nays 0.

Yeas:

Messrs.:	Cooper	Leonard	O'Bannon	
Adams	Engel	Lindsey	Oden	
Albea	Giles	Lolley	Pelham	
Bailes	Gilmore	McCarley	Pierce	
Branyon	Givhan	McDermott	Radney	
Carr	Goodwyn	Morrow	Skidmore	
Childs	Harris	Nabors	Stone	
Clark	Hawkins			—29

Nays: —0

Mr. Folsom abstained from voting on this Bill for personal reasons.

MOTION TO ADJOURN LOST

At 8:05 P. M., Mr. Radney moved that the Senate adjourn until Wednesday, August 30, 1967, at 12 o'clock Noon, which motion was lost.

Yeas 5; Nays 26.

Yeas:

Messrs.:	Hawkins	Morrow	Radney	
Cooper	Lindsey			—5

Nays:

Messrs.:	Clark	Leonard	Pelham	
Adams	Dominick	Lolley	Pierce	
Albea	Engel	McCarley	Skidmore	
Bailes	Giles	McDermott	Stone	
Branyon	Gilmore	Nabors	Torbert	
Carr	Givhan	O'Bannon	Turner	
Childs	Harris	Oden		—26

CALENDAR BILL INDEFINITELY POSTPONED

On motion of Mr. Engel, further consideration of the Bill, S. B. 258, was indefinitely postponed by the Senate.

BILLS ON THIRD READING RESUMED

The Bill:

S. 266. To validate in certain cases elections heretofore held in municipalities or counties for the purpose of authorizing any special tax under the Constitution.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 26; Nays 0.

Yeas:

Messrs.:	Cooper	Lindsey	Pierce	
Adams	Dominick	Lolley	Radney	
Albea	Engel	McDermott	Skidmore	
Bailes	Giles	Morrow	Stone	
Branyon	Gilmore	Nabors	Torbert	
Carr	Givhan	O'Bannon	Turner	
Childs	Hawkins	Oden		—26

Nays: —0

The Bill:

S. 268. To validate, in certain cases, municipal corporations attempted to be organized under the laws of Alabama and invalid because of any irregularity in the procedure for incorporation.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 31; Nays 0.

Yeas:

Messrs.:	Cooper	Harris	O'Bannon
Adams	Dominick	Hawkins	Oden
Albea	Engel	Lindsey	Pelham
Bailes	Folsom	Lolley	Pierce
Branyon	Giles	McCarley	Radney
Carr	Gilmore	McDermott	Skidmore
Childs	Givhan	Morrow	Stone
Clark	Goodwyn	Nabors	Turner

—31

Nays: —0

The Bill:

S. 272. To validate in certain cases elections heretofore held in municipalities or counties on the question of the issuance of bonds.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 31; Nays 0.

Yeas:

Messrs.:	Cooper	Harris	O'Bannon
Adams	Dominick	Hawkins	Oden
Albea	Engel	Lindsey	Pelham
Bailes	Folsom	Lolley	Pierce
Branyon	Giles	McCarley	Radney
Carr	Gilmore	McDermott	Skidmore
Childs	Givhan	Morrow	Stone
Clark	Goodwyn	Nabors	Turner

—31

Nays: —0

The Bill:

S. 278. To amend Section 510 of Title 51, Code of Alabama 1940, Recompiled 1958, which levies a license on horse shows and dog and pony shows, etc.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 30; Nay 1.

Yeas:

Messrs.:	Dominick	Hawkins	Oden
Adams	Engel	Lindsey	Pelham
Albea	Folsom	Lolley	Pierce
Bailes	Giles	McCarley	Radney
Carr	Gilmore	McDermott	Skidmore
Childs	Givhan	Morrow	Stone
Clark	Goodwyn	Nabors	Turner
Cooper	Harris	O'Bannon	

—30

Nay: **Mr. Branyon** —1

The Bill:

S. 435. To amend Section 517 of Title 37 of the Code of Alabama of 1940 to provide for notice by certified mail or registered mail.

was taken up.

Mr. McDermott offered the following substitute for the Bill, S. B. 435, to-wit:

SUBSTITUTE FOR S. B. 435

A BILL
TO BE ENTITLED
AN ACT

TO AMEND SECTION 517 OF TITLE 37 OF THE CODE OF ALABAMA OF 1940 TO PROVIDE FOR NOTICE BY CERTIFIED MAIL OR REGISTERED MAIL.

Be It Enacted by the Legislature of Alabama:

Section 1. That Section 517 of Title 37, Code of Alabama (1940) is amended to read as follows:

Section 517. Publication of ordinance or resolution.—Said ordinance or resolution must be published once a week for two consecutive weeks in some newspaper published in said city or town, and if no newspaper is published therein, it may be published either in a newspaper of general circulation in said municipality, or by posting for two weeks in three public places, in such city or town. A copy of said ordinance or resolution shall also be sent, by registered or certified mail, postage prepaid, to the persons last assessing for city or town taxation, the property which may be assessed for said improvements, at their last known addresses, said notices to be so mailed not less than ten days before the meeting of the city council or other governing body provided for in the next succeeding section. The failure of any official charged with the duty of sending such notice, or the failure of any owner of property to receive such notice, if sent by registered or certified mail as hereinabove provided, shall not invalidate or in anywise affect any assessment made under the provisions of this Code.

Section 2. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Which was adopted.

Yeas 31; Nays 0.

Yeas:

Messrs.:			
Adams	Cooper	Harris	O'Bannon
Albea	Dominick	Hawkins	Oden
Bailes	Engel	Lindsey	Pelham
Branyon	Folsom	Lolley	Pierce
Carr	Giles	McCarley	Radney
Childs	Gilmore	McDermott	Skidmore
Clark	Givhan	Morrow	Stone
	Goodwyn	Nabors	Turner

—31

Nays: —0

And said Bill, S. B. 435, as thus amended by the substitute, was then read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 31; Nays 0.

Yeas:

Messrs.:	Cooper	Harris	O'Bannon
Adams	Dominick	Hawkins	Oden
Albea	Engel	Lindsey	Pelham
Bailes	Folsom	Lolley	Pierce
Branyon	Giles	McCarley	Radney
Carr	Gilmore	McDermott	Skidmore
Childs	Givhan	Morrow	Stone
Clark	Goodwyn	Nabors	Turner

—31

Nays: —0

The Bill:

S. 144. To provide for the use of safety chains when towing a trailer or semi-trailer.

was taken up.

The Standing Committee on Public Roads and Highways reported the following substitute for the Bill, S. B. 144, to-wit:

SUBSTITUTE FOR SENATE BILL 144

A BILL
TO BE ENTITLED
AN ACT

To provide for the use of safety chains when towing a trailer or semi-trailer.

Be It Enacted by the Legislature of Alabama:

Section 1. No trailer or semi-trailer may be towed in this state unless there be a substantial chain of no less capacity than a proof-coil, welded link chain of twelve links to the foot, one inch inside length and one-half inch inside width of link, one-quarter inch material diameter, firmly attached by bolts, studs or other fasteners capable of supporting a load of one-thousand pounds between the towing vehicle and such trailer or semi-trailer, provided that no chain or cable need be attached if the coupling between the vehicles be of the type known as a fifth wheel hitch.

Section 2. Any person convicted of a violation of this section shall be guilty of a misdemeanor and shall be punished by a fine of not less than ten dollars.

Section 3. This act shall become effective immediately upon its passage and approval by the Governor or its otherwise becoming a law.

Which was adopted.

Yeas 31; Nays 0.

Yeas:

Messrs.:	Bailes	Childs	Dominick
Adams	Branyon	Clark	Engel
Albea	Carr	Cooper	Folsom

Giles	Hawkins	Morrow	Pierce
Gilmore	Lindsey	Nabors	Radney
Givhan	Lolley	O'Bannon	Skidmore
Goodwyn	McCarley	Oden	Stone
Harris	McDermott	Pelham	Turner

—31

Nays: —0

And said Bill, S. B. 144, as thus amended by the substitute, was then read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 31; Nays 0.

Yeas:

Messrs.:	Cooper	Harris	O'Bannon
Adams	Dominick	Hawkins	Oden
Albea	Engel	Lindsey	Pelham
Bailes	Folsom	Lolley	Pierce
Branyon	Giles	McCarley	Radney
Carr	Gilmore	McDermott	Skidmore
Childs	Givhan	Morrow	Stone
Clark	Goodwyn	Nabors	Turner

—31

Nays: —0

The Bill:

S. 136. To revise and amend Chapter 1 of Title 36 of the Code of Alabama (1940), relating to restrictions upon speed of motor vehicles upon certain highways.

was taken up.

The Standing Committee on Public Roads and Highways reported the following substitute for the Bill, S. B. 136, to-wit:

SUBSTITUTE FOR SENATE BILL 136

A BILL
TO BE ENTITLED
AN ACT

To revise and amend Chapter I of Title 36 of the Code of Alabama (1940), relating to restrictions upon speed of motor vehicles upon certain highways.

Be It Enacted by the Legislature of Alabama:

Section 5 (1) of Title 36, Code of Alabama (1940) all of which relates to restrictions upon speed of motor vehicles upon the highways, is hereby revised and amended to read as follows:

Section 1. Unlawful to exceed certain speeds. It shall be unlawful for any person to operate a motor vehicle on the highways of the State of Alabama at a speed greater than hereinafter provided.

(a) No person shall operate a passenger vehicle, a passenger bus or any motor truck having a factory rated gross vehicle weight of seven thousand five hundred pounds or less, commonly known as pickups or pick up trucks, at a speed in excess of 60 miles an hour during the hours of daylight or 50 miles an hour during the hours of night; provided, however, that the enumerated vehicles may travel on Interstate high-

ways, or highways designated as limited access highways by the highway director, at a speed not in excess of 70 miles an hour during the hours of daylight or 60 miles an hour during the hours of night. For the purpose of this section daylight shall be from one-half hour before sunrise to one-half hour after sunset.

(b) No person shall operate a truck with a factory rated gross vehicle weight of seven thousand five hundred pounds or more at a speed greater than 50 miles an hour at any time except upon Interstate highways, and limited access highways, such trucks may be operated at a speed not to exceed sixty miles an hour at any time of the day or night.

Section 2. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Which was adopted.

Yeas 31; Nays 0.

Yeas:

Messrs.:	Cooper	Harris	O'Bannon
Adams	Dominick	Hawkins	Oden
Albea	Engel	Lindsey	Pelham
Bailes	Folsom	Lolley	Pierce
Branyon	Giles	McCarley	Radney
Carr	Gilmore	McDermott	Skidmore
Childs	Givhan	Morrow	Stone
Clark	Goodwyn	Nabors	Turner

—31

Nays: —0

And said Bill, S. B. 136, as thus amended by the substitute, was then read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 31; Nays 0.

Yeas:

Messrs.:	Cooper	Harris	O'Bannon
Adams	Dominick	Hawkins	Oden
Albea	Engel	Lindsey	Pelham
Bailes	Folsom	Lolley	Pierce
Branyon	Giles	McCarley	Radney
Carr	Gilmore	McDermott	Skidmore
Childs	Givhan	Morrow	Stone
Clark	Goodwyn	Nabors	Turner

—31

Nays: —0

The Bill:

S. 246. To amend Section 3 of Act No. 132, H. 105, Legislature of 1965, Second Special Session, approved October 1, 1965 (Acts of 1965 2nd and 3rd Special Sessions, p. 185) by providing that a portion of funds appropriated thereunder for expenditures during the fiscal year ending September 30, 1967 may be used and expended for capital outlay purposes.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 31; Nays 0.

Yeas:

Messrs.:	Cooper	Harris	O'Bannon
Adams	Dominick	Hawkins	Oden
Albea	Engel	Lindsey	Pelham
Bailes	Folsom	Lolley	Pierce
Branyon	Giles	McCarley	Radney
Carr	Gilmore	McDermott	Skidmore
Childs	Givhan	Morrow	Stone
Clark	Goodwyn	Nabors	Turner

—31

Nays: —0

CALENDAR BILLS INDEFINITELY POSTPONED

On motion of Mr. McDermott, further consideration of the Bill, H. B. 372, was indefinitely postponed by the Senate.

On motion of Mr. Turner, further consideration of the Bill, H. B. 31, was indefinitely postponed by the Senate.

On motion of Mr. Carr, further consideration of the Bills, S. B.'s 279 and 280, was indefinitely postponed by the Senate.

On motion of Mr. Nabors, further consideration of the Bill, S. B. 108, was indefinitely postponed by the Senate.

On motion of Mr. Oden, further consideration of the Bill, S. B. 449, was indefinitely postponed by the Senate.

BILLS ON THIRD READING RESUMED

The Bill:

S. 496. To amend further Code of Alabama 1940, Title 55, Section 305, which relates to the establishment of employment registers under the merit system law for the various classes of positions in the classified service of the State of Alabama, in order to extend the veterans preferance therein provided to persons who served honorably in the armed forces of the United States at any time during the period from January 31, 1955 through December 31, 1963 and under certain conditions to the wives and widows of persons who served honorably during this period.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 31; Nays 0.

Yeas:

Messrs.:	Cooper	Harris	O'Bannon
Adams	Dominick	Hawkins	Oden
Albea	Engel	Lindsey	Pelham
Bailes	Folsom	Lolley	Pierce
Branyon	Giles	McCarley	Radney
Carr	Gilmore	McDermott	Skidmore
Childs	Givhan	Morrow	Stone
Clark	Goodwyn	Nabors	Turner

—31

Nays: —0

RESOLUTION

Mr. Nabors offered the following Senate Resolution, to-wit:

S. R. 91. Be it resolved by the Senate of the State of Alabama that House Bills 507 and 508 be known and designated as the Owen (Baldwin) and Carr bills.

On motion of Mr. Nabors, the Rules were suspended and said Resolution was adopted by the Senate.

BILLS ON THIRD READING RESUMED

The Bill:

S. 358. To regulate the sale, purchase, possession and use of dynamite and other explosives; requiring permits for such purchases or possession and certain uses; providing for records and reports; and prescribing penalties for violations.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 31; Nays 0.

Yeas:

Messrs.:	Cooper	Harris	O'Bannon
Adams	Dominick	Hawkins	Oden
Albea	Engel	Lindsey	Pelham
Bailes	Folsom	Lolley	Pierce
Branyon	Giles	McCarley	Radney
Carr	Gilmore	McDermott	Skidmore
Childs	Givhan	Morrow	Stone
Clark	Goodwyn	Nabors	Turner

—31

Nays: —0

The Bill:

S. 138. To provide that no person shall be in possession of more than one driver license.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 31; Nays 0.

Yeas:

Messrs.:	Cooper	Harris	O'Bannon
Adams	Dominick	Hawkins	Oden
Albea	Engel	Lindsey	Pelham
Bailes	Folsom	Lolley	Pierce
Branyon	Giles	McCarley	Radney
Carr	Gilmore	McDermott	Skidmore
Childs	Givhan	Morrow	Stone
Clark	Goodwyn	Nabors	Turner

—31

Nays: —0

The Bill:

S. 536. To provide for the display of a distinctive warning device on certain vehicles, farm tractors, implements of husbandry, and special mobile equipment, and to prescribe the design, style, position, and use of such device, and to provide a penalty for any violation of the requirements of this Act.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 31; Nays 0.

Yeas:

Messrs.:	Cooper	Harris	O'Bannon
Adams	Dominick	Hawkins	Oden
Albea	Engel	Lindsey	Pelham
Bailes	Folsom	Lolley	Pierce
Branyon	Giles	McCarley	Radney
Carr	Gilmore	McDermott	Skidmore
Childs	Givhan	Morrow	Stone
Clark	Goodwyn	Nabors	Turner

—31

Nays: —0

The Bill:

S. 551. To amend Section 1 of Act No. 359, H. 150, Regular Session 1951 (Acts 1951, p. 646); to provide for the issuance of special license tags to owners of private or pleasure motor vehicles who hold citizen's band radio licenses issued by the Federal Communications Commission.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 31; Nays 0.

Yeas:

Messrs.:	Cooper	Harris	O'Bannon
Adams	Dominick	Hawkins	Oden
Albea	Engel	Lindsey	Pelham
Bailes	Folsom	Lolley	Pierce
Branyon	Giles	McCarley	Radney
Carr	Gilmore	McDermott	Skidmore
Childs	Givhan	Morrow	Stone
Clark	Goodwyn	Nabors	Turner

—31

Nays: —0

The Bill:

S. 548. To amend Code of Alabama 1940, Title 12, Section 224, in relation to the authority of counties to acquire lands for parks and museums and for other purposes.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 31; Nays 0.

Yeas:

Messrs.:	Bailes	Childs	Dominick
Adams	Branyon	Clark	Engel
Albea	Carr	Cooper	Folsom

Giles	Hawkins	Morrow	Pierce
Gilmore	Lindsey	Nabors	Radney
Givhan	Lolley	O'Bannon	Skidmore
Goodwyn	McCarley	Oden	Stone
Harris	McDermott	Pelham	Turner

—31

Nays: —0

The Bill:

S. 504. To amend Section 312 of Title 37 of the Code of Alabama of 1940, as heretofore amended, so as to provide that the maturities of revenue bonds issued under subdivision 3 of Article 2 of Chapter 6 of the said code, as amended, shall comply with the applicable requirements of Section 255 of the said Title 37 and so as to eliminate any other requirements with respect to such maturities.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 31; Nays 0.

Yeas:

Messrs.:	Cooper	Harris	O'Bannon
Adams	Dominick	Hawkins	Oden
Albea	Engel	Lindsey	Pelham
Bailes	Folsom	Lolley	Pierce
Branyon	Giles	McCarley	Radney
Carr	Gilmore	McDermott	Skidmore
Childs	Givhan	Morrow	Stone
Clark	Goodwyn	Nabors	Turner

—31

Nays: —0

The Bill:

S. 505. To amend Section 255 of Title 37 of the Code of Alabama of 1940, as heretofore amended, so as to clarify its provisions; so as to incorporate therein the provisions of Act No. 724, 1957 Regular Session, which relates to compliance with the said Section 255; and so as to provide that all revenue bonds issued pursuant to Chapter 6 of Title 37 of the Code of Alabama of 1940 and payable out of the revenues from the same system or systems may be treated as if constituting one issue for the purpose of compliance with the requirements of the said Section 255.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 31; Nays 0.

Yeas:

Messrs.:	Cooper	Harris	O'Bannon
Adams	Dominick	Hawkins	Oden
Albea	Engel	Lindsey	Pelham
Bailes	Folsom	Lolley	Pierce
Branyon	Giles	McCarley	Radney
Carr	Gilmore	McDermott	Skidmore
Childs	Givhan	Morrow	Stone
Clark	Goodwyn	Nabors	Turner

—31

Nays: —0

The Bill:

S. 273. To amend Act No. 484, H. 561, Regular Session 1957 (Acts 1957, p. 669), entitled "An Act to validate, in certain cases, industrial development boards attempted to be organized under the provisions of Act No. 648 adopted at the 1949 Regular Session of the Legislature of Alabama, as amended, and invalid because of any irregularity in the procedure for incorporation."

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 31; Nays 0.

Yeas:

Messrs.:	Cooper	Harris	O'Bannon	
Adams	Dominick	Hawkins	Oden	
Albea	Engel	Lindsey	Pelham	
Bailes	Folsom	Lolley	Pierce	
Branyon	Giles	McCarley	Radney	
Carr	Gilmore	McDermott	Skidmore	
Childs	Givhan	Morrow	Stone	
Clark	Goodwyn	Nabors	Turner	
				—31

Nays: —0

The Bill:

S. 561. To further amend Section 27, Title 17, Code of Alabama, 1940 as amended, in relation to the meeting days of boards of registrars and validating and confirming expenditures heretofore made.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 30; Nay 1.

Yeas:

Messrs.:	Dominick	Hawkins	Oden	
Adams	Engel	Lindsey	Pelham	
Albea	Folsom	Lolley	Pierce	
Bailes	Giles	McCarley	Radney	
Branyon	Gilmore	McDermott	Skidmore	
Carr	Givhan	Morrow	Stone	
Childs	Goodwyn	Nabors	Turner	
Clark	Harris	O'Bannon		—30

Nay: Mr. Cooper —1

The Bill:

S. 395. To amend Section 652 of Title 26 of the Code of Alabama 1940 as amended.

was taken up.

The Standing Committee on Immigration, Industrial Resources and Labor reported the following substitute for the Bill, S. B. 395, to-wit:

COMMITTEE SUBSTITUTE TO S. B. 395

A BILL
TO BE ENTITLED
AN ACT

To supplement the Workmen's Compensation Act of Alabama; to provide compensation for injured workmen and dependents of deceased workmen; and without limiting the comprehensiveness and generality of the foregoing, to supplement Chapter 5, Title 26, Code of Alabama 1940, as amended, known as the Workmen's Compensation Act of Alabama, by adding thereto the following to be designated as Article 2B of said chapter prescribing the liability of an employer to make compensation by way of damages for disablement or death of an employee caused by occupational exposure to radiation which arises out of and in the course of his employment; declaring said occupational exposure to radiation is to be regarded as an accident without regard to negligence of the employer and providing for acceptance of the provisions hereof by election and for the enforcement of such liability, modifying common law, contractual, and statutory remedies in such cases, regulating procedure for determination of such liability and the compensation payable and providing a period of limitation for filing suits on claims arising from occupational exposure to radiation.

Be It Enacted by the Legislature of Alabama:

Section 1. Chapter 5, Title 26, Code of Alabama, 1940, as amended, which is known as the Workmen's Compensation Act of Alabama, is hereby amended by adding thereto the following supplemental article, to be known as "Article 2B of the Workmen's Compensation Act of Alabama".

ARTICLE 2B—OCCUPATIONAL EXPOSURE TO RADIATION

Section 1. General Provisions.—Where the employer and employee are subject to the provisions of Chapter 5, Title 26, Code of Alabama 1940, as amended, the disablement or death of an employee caused by occupational exposure to radiation as hereinafter defined, shall be treated as an injury by accident, and the employee, or, in case of his death, his dependents shall be entitled to compensation as provided herein. In no case, however, shall an employer be liable hereunder for compensation by reason of exposure to radiation, or for disability or death resulting therefrom, unless such exposure arose out of and in the course of the employment and resulted from the nature of the employment in which the employee was engaged.

Section 2. Definitions. "Occupational exposure to radiation" shall mean gradual exposure to radiation over a period of time from the use of or direct contact with radium, radioactive substances, roentgen rays (x-rays), or ionizing radiation, arising out of and in the course of the employment and resulting from the nature of the employment in which the employee is engaged, without regard to whether or not said exposure is inherent in the employment or can be eliminated or reduced by due care on the part of the employer. By "nature of employment" is meant that as to the industry in which the employee is engaged there is attached a particular hazard of such exposure that distinguishes it from the usual run of occupations and is in excess of the hazards of such exposure attending employment in general. The term "occupational exposure to radiation" shall not include accidents involving sudden and violent injuries within the meaning of Section 262 (i) of Title 26, Code of Alabama of 1940, as amended, such accidents being covered by such section.

Section 3. Presumption as to acceptance of provisions of article; election not to accept. All contracts of employment made on or after the effective date of this article shall be presumed to have been made with reference to and subject to the provisions of this article unless written or printed notice is given by either party to the other, at the time of employment, that he does not accept the provisions of said article, and a duplicate of such notice, with affidavit of service attached thereto, shall be filed with the department of industrial relations and with the probate judge of the county in which the employee is performing service at the time such notice is given, and which duplicate filed with the probate judge shall be recorded. All contracts of employment made prior to, and existing on, the effective date of this article shall be presumed to continue from and after said date, subject to and under the provisions of this article, unless within thirty days from said date, written or printed notice has been given by either party to the other, that he does not accept the provisions of said article, and a duplicate thereof, with affidavit of service attached, filed with the department of industrial relations and with the probate judge as above provided. Every employer and every employee shall be presumed to have accepted and come under this article and the provisions thereof relating to the payment and acceptance of compensation, unless he shall have given notice, and a duplicate shall have been filed with the department of industrial relations and with the probate judge, as above provided, of his election not to accept or be bound by the provisions of said article.

Section 4. Termination of acceptance or election not to accept. Either party may terminate his acceptance or his election not to accept the provisions of this article by thirty days' written notice to the other. A duplicate of such notice, with affidavit of service attached thereto, shall be filed with the department of industrial relations and with the probate judge of the county in which the employee is performing service at the time such notice is given, and the duplicate filed with the probate judge shall be recorded, and the time shall not begin to run until such notice is so filed with the department of industrial relations and with the probate judge. Upon termination of the acceptance of the provisions of this article, the rights and remedies, if any, of the employee, his personal representative, surviving spouse, parents, dependents, and next of kin, on account of or arising out of any and all exposures to the hazard of said occupational exposure to radiation occurring prior to the effective date of such termination, shall be limited to those provided in this article.

Section 5. Effect of acceptance. The acceptance of the provisions of this article shall be a surrender by the parties thereto of their rights to any other method, form or amount of compensation or damages for occupational exposure to radiation, or for injury, disability, loss of service or death resulting from such exposure, arising out of and in the course of employment, or determination thereof in any manner other than as provided in this article, and shall be an acceptance of all the provisions of this article, and shall bind the employee himself, and for compensation for his death shall bind his personal representative, the surviving spouse, parents, dependents and next of kin, as well as the employer and those conducting his business during bankruptcy or insolvency, for compensation as provided for by this article.

Section 6. Other remedies excluded. The rights and remedies herein granted shall exclude all other rights and remedies of an employee, his personal representative, parent, surviving spouse, dependents or next of kin, at common law, by statute, contract, or otherwise on account of occupational exposure to radiation and on account of any injury, disability, loss of service or death resulting from occupational exposure to radiation; and except as herein provided in this article, no employer

included within the terms of this chapter, shall be held civilly liable for the occupational exposure to radiation or for injury, disability, loss of service or death of any employee due to occupational exposure to radiation while engaged in the service or business of the employer, the cause of which occupational exposure to radiation originates in the employment; but nothing in this section shall be construed to relieve any employer from criminal prosecution for failure or neglect to perform any duty imposed by law. Provided, however, nothing herein shall be interpreted so as to deprive an employee, or in case of death, his dependents, of any rights or remedies he may have under Articles 1 and 2 of the Workmen's Compensation Act.

Section 7. Effect of election by employer or employee not to come under article. If the employee elects not to become subject to this article, or terminates his acceptance of the article after once having been subject thereto, in any action brought to recover damages for occupational exposure to radiation or for injury, disability or death resulting from such exposure against an employer who has elected to come under this article, said employee or his personal representative shall proceed as at common law only, and such employee, his parents, surviving spouse, personal representative, dependents and next of kin, shall have no right of action under Sections 118, 119 and 123 of Title 7, and Sections 326 and 328 of Title 26, Code of Alabama of 1940, or any other right given by statute, and the employer in such suit may avail himself of all defenses as provided by statute, or at common law. If the employer elects not to become subject to this article, or terminates his acceptance of the article after once having been subject thereto, the employee having elected to come under this article, any right of action, which the employee, or in case of his death his personal representative, parents, surviving spouse, dependents and next of kin, shall have against the employer for injury, disability or death, resulting from occupational exposure to radiation shall be unaffected by this article, and the employer in such action shall lose the right to interpose the following defenses: contributory negligence, assumption of risk, and negligence of a fellow servant.

Section 8. False representation by employee. If any employee, at the time of or in the course of entering into the employment of the employer by whom the compensation would otherwise be paid, wilfully and falsely represented himself in writing to such employer as not having previously been disabled, laid off, or compensated in damages, workmen's compensation, or otherwise, because of occupational exposure to radiation, or as not having previously been subjected to occupational exposure to radiation, such employee, his personal representative, parents, surviving spouse, dependents and next of kin, shall be barred from compensation or other benefits provided by this article, or from recovery at common law, by statute, contract or otherwise on account of occupational exposure to radiation subsequent to such representation and while in the employ of such employer.

Section 9. What employer liable under article; contribution. Where compensation is payable under this article, the only employer liable, if any, shall be the employer in whose employment the employee was last exposed within a period of five years prior to the date of the injury, to the hazards of said radiation, in each of at least twelve months. The employer who is liable shall not be entitled to contribution from any other employer of such employee.

Section 10. Limitations of actions. In case of occupational exposure to radiation as defined in this article, or of injury or disability resulting therefrom, all claims for compensation shall be forever barred, unless within one year after the employee first suffered disability therefrom and either knew or in the exercise of reasonable diligence should have known that the disability was caused therefrom, but in no event more

than three years after date of the injury as hereinafter defined, the parties shall have agreed upon the compensation payable under this article, or unless within such period of time one of the parties shall have filed a verified complaint as provided in Section 304 of this title. In case of death, all claims for compensation shall be forever barred, unless the death results proximately from occupational exposure to radiation as defined in this article and occurs within three years of the date of the injury as hereinafter defined, and unless within one year after such death, the parties shall have agreed upon the compensation under this article, or unless within one year after such death one of the parties shall have filed a verified complaint as provided in Section 304 of this title; provided, however, that if upon the date of the death of the employee the employee's claim is barred, any claim by or for his dependents shall likewise be barred. Where, however, payments of compensation have been made in any case, said limitations shall not take effect until the expiration of one year from the time of making the last payment. In case of mental incapacity of the injured employee or his dependents, to perform or cause to be performed any act required within the time in this section specified, the period of limitation in any such case shall be extended to become effective one year from the date when such incapacity ceases. No agreement, express or implied, to shorten or to extend said limitations shall be valid or binding on either of the parties when said employment, at the time of said exposure, is or was subject to the provisions of this Article 2B. The "date of the injury" shall mean for all purposes of this article the date of the last exposure to the hazards of radiation in the employment of the employer in whose employment the employee was last exposed, within a period of five years prior to the date of the injury, to the hazards of radiation in each of at least twelve months.

Section 11. Effect of acceptance or election not to accept upon rights and remedies arising from prior exposures. Where both the employee and the employer have accepted the provisions of this article, all exposures of the employee occurring prior to the effective date of this Act to the hazards of radiation while in the employ of the employer shall be deemed for all purposes to be subject to the provisions of this article, and the employee, his personal representative, parents, surviving spouse, dependents and next of kin, shall be entitled to compensation or other benefits and barred from other rights and remedies as herein provided for exposures occurring after the effective date of this Act. Where the employee elects not to accept the provisions of this article, the employer having accepted it, all liability, if any, ex contractu or ex delicto, of the employer for exposures of the employee occurring prior to the effective date of this Act to the hazards of radiation while in the employ of the employer shall be barred unless the employee, if living at the expiration of one year from the effective date of this Act, shall, prior to the expiration of such one year period, file suit against such employer to recover damages caused by such prior exposures, or, if the employee dies as a result of such exposures prior to the expiration of such one year period, unless his parents or personal representative, as the case may be, shall file suit against such employer within one year after the expiration of such period to recover damages for such death, and no parent or personal representative of a deceased employee shall have or maintain any action or right of action against the employer to recover damages for the death of such employee caused by such prior exposures when such employee is living at the expiration of one year from the effective date of this Act; provided that nothing herein contained shall be construed as creating a right or cause of action where none existed at the expiration of such period or as extending the period of limitations applicable to any cause of action arising from such prior exposures which would be barred prior to the expiration of such period, or as conferring a right or cause of action upon any parent or personal representative of any deceased

employee in cases where the employee at the time of his death could not have maintained an action against the employer. Where the employer elects not to accept the provisions of this article, the employee having accepted it, the provisions of this article shall not apply to exposures of the employee occurring prior to the effective date of this Act to the hazards of radiation while in the employ of the employer.

Section 12. Compensation payable under article. The compensation payable for death or disability caused by occupational exposure to radiation shall be computed in the same manner and in the same amounts as provided in Chapter 5 for computing compensation for disability or death resulting from an accident arising out of and in the course of the employment, and the medical, surgical, hospital and burial benefits payable hereunder caused by said exposure shall be computed in the same manner and in the same amounts as provided in Chapter 5 for computing like benefits.

Section 13. No presumption; burden on claimant. There shall be no presumption that disablement or death from any cause or infirmity is the result of occupational exposure to radiation nor that occupational exposure to radiation will result in disablement or death, and any person claiming compensation or other benefits under this Act shall have the burden of establishing that he is entitled to such.

Section 14. Settlement of disputes. The interested parties shall have the right to settle all matters of compensation and all questions arising hereunder between themselves in accordance with and subject to the provisions of this chapter, and, in case of a dispute, either party may submit the controversy to the circuit court in accordance with and subject to the provisions of this chapter.

Section 15. To what disabilities article applicable. The provisions of this article shall apply to all cases of occupational exposure to radiation, or injury, disability or death therefrom, in which the last exposure to hazards of such radiation occurred after the effective date of this Act, except as provided in Section 11 thereof.

Section 16. Applicability of other sections. All of the provisions of Articles 1, 2, and 3 of Chapter 5, Title 26, Code of Alabama 1940, as amended, except Section 294, shall be applicable to this article, unless otherwise provided or inconsistent herewith.

Section 2. Severability. In the event any clause, sentence, paragraph, section, or other portion of this Act is held unconstitutional, such holding shall not affect the validity of the remainder.

Section 3. When Act becomes effective. The provisions of this Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Which was adopted.

Yeas 31; Nays 0.

Yeas:

Messrs.:			
Adams	Cooper	Harris	O'Bannon
Albea	Dominick	Hawkins	Oden
Bailes	Engel	Lindsey	Pelham
Branyon	Folsom	Lolley	Pierce
Carr	Giles	McCarley	Radney
Childs	Gilmore	McDermott	Skidmore
Clark	Givhan	Morrow	Stone
	Goodwyn	Nabors	Turner

—31

Nays:

—0

And said Bill, S. B. 395, as thus amended by the substitute, was then read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 31; Nays 0.

Yeas:

Messrs.:	Cooper	Harris	O'Bannon
Adams	Dominick	Hawkins	Oden
Albea	Engel	Lindsey	Pelham
Bailes	Folsom	Lolley	Pierce
Branyon	Giles	McCarley	Radney
Carr	Gilmore	McDermott	Skidmore
Childs	Givhan	Morrow	Stone
Clark	Goodwyn	Nabors	Turner

—31

Nays: —0

The Bill:

S. 606. To amend Section 28 (1), Subdivision 1, Article 23A, Title 14A of the Code of Alabama, Recompiled 1958, 1965 Cumulative Supplement, as last amended (1961, P. 455, appvd. Aug. 7, 1961), providing for additional clerk in office of judge of probate, and fixing the compensation therefor.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 31; Nays 0.

Yeas:

Messrs.:	Cooper	Harris	O'Bannon
Adams	Dominick	Hawkins	Oden
Albea	Engel	Lindsey	Pelham
Bailes	Folsom	Lolley	Pierce
Branyon	Giles	McCarley	Radney
Carr	Gilmore	McDermott	Skidmore
Childs	Givhan	Morrow	Stone
Clark	Goodwyn	Nabors	Turner

—31

Nays: —0

The Bill:

S. 608. Relating to administration of the State Highway Department; prescribing the salary of the Executive Assistant Highway Director.

Was read a third time at length and passed, and ordered sent forthwith to the House without engrossment:

Yeas 31; Nays 0.

Yeas:

Messrs.:	Carr	Engel	Goodwyn
Adams	Childs	Folsom	Harris
Albea	Clark	Giles	Hawkins
Bailes	Cooper	Gilmore	Lindsey
Branyon	Dominick	Givhan	Lolley

McCarley	Nabors	Pelham	Skidmore
McDermott	O'Bannon	Pierce	Stone
Morrow	Oden	Radney	Turner

—31

Nays: —0

RESOLUTION

The Rules Committee offered the following Senate Resolution, to-wit:

S. R. 92. RESOLVED BY THE SENATE THAT THE FOLLOWING BILLS SHALL BE THE PARAMOUNT AND CONTINUING ORDER OF BUSINESS FOR THE 34th and 35th LEGISLATIVE DAYS ONLY:

BILL NO.	PAGE
H.B. 496	64
S.B. 397	88
H.B. 437	102
H.B. 502	102

On motion of Mr. Clark, said Resolution was adopted by the Senate.

CALENDAR BILLS INDEFINITELY POSTPONED

On motion of Mr. Cooper, further consideration of all Senate bills remaining on the Calendar was indefinitely postponed by the Senate.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House Bill and ordered same sent forthwith to the Senate without engrossment:

By Mr. Grayson:

H. 1012. Relating to cities having populations of not less than 35,000 nor more than 55,000; providing civil service or merit system status for Chiefs of Police of such cities.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

The House Bill, the title of which is set out in the foregoing Message from the House, was read one time and referred to appropriate Standing Committee, as follows:

H. B. 1012. To the Committee on Local Legislation No. 1

MESSAGE FROM THE HOUSE

Mr. President:

The House has passed the following Senate Bills and returns same herewith to the Senate:

S. 418. To alter, rearrange, and extend the boundary lines and corporate limits of the Town of Clio, Barbour County, Alabama.

Also:

S. 385. To amend further Act No. 345, S. 291, Regular Session 1955 (Acts 1955, v. 2, p. 783), an act applying only in counties having populations of not less than 225,000 nor more than 500,000, and providing for a domestic relations division of the circuit court of any such county.

JOHN W. PEMBERTON,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House Bill and ordered same sent forthwith to the Senate without engrossment:

By Messrs. Edington, Grayson, Collins (C), Downing, Wood, Marr, Smith (C), Perloff, Collins (W), and Hogan:

H. 938. Proposing an amendment to the Constitution of Alabama authorizing the levying of a special property tax in Mobile County for public hospital purposes.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

The House Bill, the title of which is set out in the foregoing Message from the House, was read one time at length as required by the Constitution and referred to appropriate Standing Committee, as follows:

H. B. 938. To the Committee on Local Legislation No. 1

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House Bills and ordered same sent forthwith to the Senate without engrossment:

By Mr. Burgreen:

H. 990. To amend, revise and re-enact Act No. 408, S. 290, Regular Session 1963 (Acts 1963, p. 907) entitled "An Act To provide for the feeding and care of certain county prisoners of Limestone County employed or used on the construction, repair, and maintenance of county roads and bridges, or other such road work; to provide uniforms for prisoners engaged in such road work; to prescribe the powers, duties, and authority of the sheriff and the board of revenue or like governing body of Limestone County, Alabama, in carrying out the provisions of this Act"; to authorize a daily tobacco allowance for such prisoners.

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA
COUNTY OF LIMESTONE

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

To amend, revise and reenact Act No. 408, S. 290, Regular Session 1963 (Acts 1963, p. 907) entitled "An Act To provide for the feeding and care of certain county prisoners of Limestone County employed or used on the construction, repair, and maintenance of county roads and bridges, or other such road work; to provide uniforms for prisoners engaged in such road work; to prescribe the powers, duties, and authority of the sheriff and the board of revenue or like governing body of Limestone County, Alabama, in carrying out the provisions of this Act"; to authorize a daily tobacco allowance for such prisoners.

Be It Enacted by the Legislature of Alabama:

Section 1. The title of Act No. 408, S. 290, Regular Session 1963 (Acts 1963, p. 907) entitled "An Act To provide for the feeding and care of certain county prisoners of Limestone County employed or used on the construction, repair, and maintenance of county roads and bridges, or other such road work; to provide uniforms for prisoners engaged in such road work; to prescribe the powers, duties, and authority of the sheriff and the board of revenue or like governing body of Limestone County, Alabama, in carrying out the provisions of this Act" is hereby amended to read as follows:

"An Act To provide for the feeding and care of certain county prisoners of Limestone County employed or used on the construction, repair, and maintenance of county roads and bridges, or other such road work; to authorize a daily tobacco allowance for such prisoners; to provide uniforms for prisoners engaged in such road work; to prescribe the powers, duties, and authority of the sheriff and the board of revenue or like governing body of Limestone County, Alabama in carrying out the provisions of this Act."

Section 2. Act No. 408, S. 290, Regular Session 1963 (Acts 1963, p. 907) is hereby revised, amended and re-enacted to read as follows:

"Section 1. The sheriff of Limestone County shall prepare or cause to be prepared, a noon lunch or meal for each county prisoner of Limestone County employed or being used in the construction, repair, and maintenance of county roads and bridges, or in other road work, which lunch or meal shall be served and eaten at noon at the place of work in order to prevent having to transport such prisoners back to the county jail each day for their noon meal. The board of revenue or like governing body of Limestone County, Alabama, shall allow to the sheriff a sum not to exceed thirty five ($.35) cents for each such lunch or meal prepared and served to a county prisoner, upon certification thereof by the sheriff, which amounts shall be paid out of the county gasoline fund on warrant drawn in the manner prescribed by law. In any event if the board of revenue or like governing body of Limestone County, Alabama, does not desire to have the sheriff deliver food at the place of work, then it would be the responsibility of the board of revenue or like governing body of Limestone County, Alabama, to deliver food to the place of work at noon; the sheriff to receive mileage at the rate of ten ($.10) cents per mile for delivery of food to place of work.

"Section 2. Each county prisoner of Limestone County employed or being used in the construction, repair, and maintenance of county roads and bridges, or in other such road work, may be given a daily tobacco allowance, under such rules and regulations as the board of revenue or like governing body may prescribe, the exact amount of which shall be fixed by the board of revenue or like governing body

of Limestone County, in an amount not to exceed fifteen cents ($.15) per day, and paid out of the county gasoline fund on warrant drawn in the manner prescribed by law.

"Section 3. The board of revenue or like governing body of Limestone County shall provide prisoners of Limestone County employed or used in the construction, repair, and maintenance of county roads and bridges, or other such road work with uniforms. The cost of such uniforms shall be paid out of the county gasoline fund on warrant drawn in the manner prescribed by law.

"Section 4. The provisions of this Act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

"Section 5. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law."

PROOF OF PUBLICATION

STATE OF ALABAMA
COUNTY OF LIMESTONE

Before me, the undersigned authority in and for said County in said State, this day personally appeared Baylis Hightower, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Treasurer of the News Leader, a newspaper of general circulation published in Limestone County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 13, July 20, July 27, and August 3, all in the year 1967.

BAYLIS HIGHTOWER.

Sworn to and subscribed before me August 8, 1967.

SARA H. WALKER,
Notary Public.

Also:

By Mr. Headley:

H. 958. To authorize and empower the register of the circuit court of Chilton County, Alabama, In equity, to appoint a deputy register, and to fix the salary and to provide the method of payment of salary.

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA
COUNTY OF CHILTON

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and an application for its passage and enactment will be made to-wit:

AN ACT

To authorize and empower the Register of the Circuit Court of Chilton County, Alabama, In Equity, to appoint a Deputy Register, and to fix the salary and to provide the method of payment of salary.

Be It Enacted by the Legislature of Alabama:

Section 1. The Register of the Circuit Court of Chilton County, Alabama. In Equity, is hereby authorized and empowered to appoint a deputy Register, to hold office at the pleasure of the Register of the Circuit Court of Chilton County, Alabama, In Equity.

Section 2. That said Deputy Register so appointed, shall be paid a salary not less than One Hundred Fifty Dollars per Month, payable monthly. Said salary to be fixed by the Board of Revenue and Control of Chilton County, Alabama.

3. That the Board of Revenue and Control of Chilton County, Alabama, is hereby authorized and required to draw warrants in favor of the Register of the Circuit Court, In Equity, payable out of the General Fund of said County, upon proper claim being made.

Section 4. Should any section, clause or provision of this act be declared unconstitutional, the same shall not effect the remaining sections, clauses or provisions of this act.

Section 5. That this act shall take effect immediately upon its passage and approval by the governor or otherwise becoming a law.

PROOF OF PUBLICATION

STATE OF ALABAMA
COUNTY OF CHILTON

Before me, the undersigned authority in and for said county in said state, this day personally appeared Bob Tucker, who by me being first duly sworn, deposes and says that during the time herein mentioned he was Publisher of the Chilton County News, a newspaper of general circulation published in Chilton County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on 9th Feb, 16th Feb, 23rd Feb, 2nd March all in the year 1967

BOB TUCKER.

Sworn to and subscribed before me August 10, 1967

PLUMA B. MUNCY,
Notary Public.

Also:

By Messrs. Bank, Culver and Brown:

H. 1003. To apply only in counties having populations of not less than 100,000 nor more than 115,000 according to the most recent federal decennial census; prescribing salaries for certain county officers in such counties.

Also:

By Messrs. Culver, Bank and Brown:

H. 1004. To amend further Act No. 491, S. 444, Regular Session 1961, relating to cities having populations of not less than 60,000 nor more than 70,000 according to the most recent federal decennial census (Acts 1961, p. 563) so as to provide salaries for the chairman and associate members of the city commission.

Also:

By Messrs. Owen (Baldwin) and Brannan:

H. 1014. Relating to counties having populations of not less than 48,500 nor more than 49,500; providing an additional allowance for the tax assessors and tax collectors of such counties.

Also:

By Messrs. Merrill and Lybrand:

H. 1015. To amend Section 16 of Act No. 592, General Acts 1953, Page 838, entitled "An Act to provide for the City of Anniston, in Calhoun County, a civil service system governing the appointment, removal, salaries, tenure and official conduct of employees of the City; defining violations of the Act; imposing penalties for violations and repealing conflicting laws.

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA
COUNTY OF CALHOUN

Notice is hereby given that a bill substantially as follows will be introduced in the legislature of Alabama, and application for its passage and enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

To amend Section 16 of Act No. 592, General Acts 1953, Page 838, entitled "An Act to provide for the city of Anniston, in Calhoun County, a civil service system governing the appointment, removal, salaries, tenure and official conduct of employees of the City; defining violations of the Act; imposing penalties for violations and repealing conflicting laws.

Be It Enacted by the Legislature of Alabama:

SECTION 1: That Section 16 of Act No. 592, General Acts 1953, Page 838, entitled "An Act to provide for the City of Anniston in Calhoun County, a civil service system governing the appointment, removal, salaries, tenure and official conduct of employees of the City; defining violations of the Act; imposing penalties for violations and repealing conflicting laws; be and is hereby amended to read as follows:

"SECTION 16: The compensation and all other expenses of the Board arising under the provisions hereof shall be paid from funds of the City on the order of the Board in the same manner as other city salaries and expenses are paid, provided, however, that the total expenditures in any one year shall not exceed Ten Thousand Dollars ($10,000.00) without the approval of the city governing body. The city governing body shall provide the Board an office in the city hall, which shall be suitably equipped and furnished for the needs of the Board, and telephone service, postage, office supplies and stationery."

SECTION 2: All laws and parts of laws in conflict herewith are herewith repealed.

SECTION 3: This Act shall become effective upon its passage and approval by the Governor or its otherwise becoming a law.

PROOF OF PUBLICATION

STATE OF ALABAMA
COUNTY OF CALHOUN

Before me, the undersigned authority in and for said County in said State, this day personally appeared Ralph W. Callahan who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Exec. V. P. of the Anniston Star, a newspaper of general circulation published in Calhoun County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 26, August 2 and August 9 and August 16, all in the year 1967.

RALPH W. CALLAHAN.

Sworn to and Subscribed before me this the 16 day of August 1967.

ALMUS J. THORNTON,
Notary Public.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

The House Bills, the titles of which are set out in the foregoing Message from the House, were severally read one time and referred to appropriate Standing Committee, as follows:

H. B.'s 990, 958, 1003, 1004, 1014 and 1015. To the Committee on Local Legislation No. 1

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House Bills and ordered same sent forthwith to the Senate without engrossment:

By Messrs. Meade and Beck:

H. 1018. To apply only in counties having populations of not less than 16,200 nor more than 17,200 according to the most recent federal decennial census; further regulating the compensation and meeting days of members of the county board of education in all such counties.

Also:

By Messrs. Bank and Culver:

H. 1019. To alter, re-arrange and extend the boundaries and corporate limits of the municipality of Moundville, in Hale County, Alabama; annexing certain territory to said municipality in adjacent areas of Tuscaloosa County, Alabama.

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA
COUNTY OF TUSCALOOSA

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

To alter, re-arrange and extend the boundaries and corporate limits of the municipality of Moundville, in Hale County, Alabama; annexing certain territory to said municipality in adjacent areas of Tuscaloosa County, Alabama.

Section 1. The boundaries of the municipality of Moundville in Hale County are hereby altered, re-arranged and extended so as to embrace within the corporate limits of said municipality the following described lands lying and being in Tuscaloosa County, Alabama, to-wit: Parcel 1. All that part of Section 36, Township 24 North, Range 4 East, St. Stephens Meridian, lying South of the Black Warrior River. West Half of Southwest Quarter and all that part of the Southwest Quarter of Northwest Quarter lying East of the Black Warrior River; all in Section 31, Township 24 North, Range 5 East, St. Stephens Meridian. The property herein described is all situated in Tuscaloosa County, Alabama and is adjacent to the present corporate limits of Moundville, Alabama.

Section 2. All laws or parts of laws which conflict with this Act are repealed.

Section 3. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming law.

STATE OF ALABAMA
COUNTY OF TUSCALOOSA

I hereby certify that the attached notice was published in the Tuscaloosa News once a week for 4 consecutive weeks; viz, July 27; August 3-10-16, 1967 and that the Tuscaloosa News has had a general circulation within the area of Moundville, Hale Co., Ala., for a period of twelve months and longer.

JACKIE D. OLIVER,
Legal Clerk.

Subscribed and sworn to before me on this the 16th, day of August, 1967.

LILLA COLLINS,
Notary Public.

Also:

By Mr. Lemley:

H. 1020. To repeal Section 3 of Act No. 817, H. 983, Regular Session 1965 (Acts 1965, p. 1529) an act which amends Act No. 228, S. 266, Regular Session 1963 (Acts 1963, p. 626), an act which establishes the court of county commissioners of Blount County.

With notice and proof thereto attached and herewith exhibited as follows:

A BILL
TO BE ENTITLED
AN ACT

To Amend a part of Section 3 of Act No. 817, H. 983, Regular Session 1965 (Acts 1965, p. 1529) an act which amends Act. No. 228, S. 266, Regular Session 1963 (Acts 1963. p. 626), an act which establishes the Court of County Commissioners of Blount County.

Be It Enacted by the Legislature of Alabama:

Section 1. Section 3 of Act No. 817, H. 983 Regular Session 1965 (Acts 1965, p. 1529) an act amending Act No. 228, S. 266, Regular Session 1963 (Acts 1963 p. 626) an act establishing the Court of County Commissioners of Blount County, Alabama is hereby amended to read as follows:

"Section 3. Section 1 and Section 2 of this Act shall take effect immediately"

Section 2. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

PROOF OF PUBLICATION

STATE OF ALABAMA
COUNTY OF BLOUNT

Before me, the undersigned authority in and for said County in said State, this day personally appeared Mrs. Rice M. Howard, who, being by me first duly sworn, deposes and says that during the times herein mentioned she was editor of the Southern Democrat, a newspaper of general circulation published in Blount County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on July 27, August 3, August 10, and August 17, all in the year 1967.

MRS. R. M. HOWARD.

Sworn to and subscribed before me August 17, 1967.

MOLLY RYAN,
Notary Public.

Also:

By Mr. Brown:

H. 864. To provide additional compensation for the official court reporters of all judicial circuits composed of only one county having a population of not less than 109,000 nor more than 116,000, according to the most recent federal decennial census.

Also:

By Mr. Marr:

H. 1011. Providing for payment by housing authorities or redevelopment agencies, on appeal from condemnation proceedings instituted in counties with any urban renewal or other redevelopment plan or project of all reasonable costs of the proceedings in the appellate court, including a reasonable attorney's fee, except in certain instances, in all counties of this state with populations of not less than 300,000 nor more than 500,000.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

The House Bills, the titles of which are set out in the foregoing Message from the House, were severally read one time and referred to appropriate Standing Committee, as follows:

H. B.'s 1018, 1019, 1020, 864 and 1011. To the Committee on Local Legislation No. 1

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House Bill and ordered same sent forthwith to the Senate without engrossment:

By Mr. Neville:

H. 1016. Relating to Barbour County: providing for distribution of a portion of the county's share of the state gasoline excise tax to the incorporated municipalities in the county.

With notice and proof thereto attached and herewith exhibited as follows:

STATE OF ALABAMA
COUNTY OF BARBOUR

Notice is hereby given that a bill substantially as follows will be introduced in the Legislature of Alabama and application for its passage and enactment will be made, to-wit:

A BILL
TO BE ENTITLED
AN ACT

Relating to Barbour County: providing for distribution of a portion of the county's share of the state gasoline excise tax to the incorporated municipalities in the county.

Be It Enacted by the Legislature of Alabama:

Section 1. The board of revenue, court of county commissioners or other like governing body of Barbour County is hereby authorized and directed to appropriate and set aside ten percent of the county's share of the state gasoline excise tax provided for by Code of Alabama 1940, Title 51, Sections 655 and 657, to be distributed to the several incorporated municipalities in the county on the basis of the ratio of the population of each municipality to the total population of all municipalities in the county according to the most recent federal decennial census.

Section 2. The funds required to be appropriated and set aside by the provisions of this act shall be appropriated for the fiscal year commencing October 1, 1967, and each fiscal year thereafter; and shall be paid to the respective municipalities monthly as soon as practicable after the county receives its portion of the state gasoline excise tax. All moneys received by municipalities under this act shall be used and expended exclusively for the construction, improvement and maintenance of highways and streets, for traffic control, and administrative expenses in connection therewith, including the retirement of bonds for the payment of which such revenues may be pledged.

Section 3. The provisions of this act are severable. If any part of the act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 4. All laws or parts of laws which conflict with this act are repealed.

Section 5. This act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

STATE OF ALABAMA
COUNTY OF BARBOUR

Before me, Yvonne W. Howard, a Notary Public in and for said State and County, personally appeared Joel P. Smith, who being sworn, deposes and says on oath, that he is the Publisher of The Eufaula Tribune, a newspaper published semi-weekly, in the City of Eufaula, Barbour County, Alabama, and that the foregoing attached notice was published in said newspaper four (4) times, the same appearing in the issues dated: June 22-29 July 6-13, 1967.

JOEL P. SMITH.

Sworn to and subscribed before me this the 13 day of July, 1967.

YVONNE W. HOWARD,
Notary Public, Barbour Co., Ala.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

The House Bill, the title of which is set out in the foregoing Message from the House, was read one time and referred to appropriate Standing Committee, as follows:

H. B. 1016. To the Committee on Local Legislation No. 1

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House Bill and ordered same sent forthwith to the Senate without engrossment:

By Mr. Marr:

H. 1013. To apply only in counties of this state having populations of not less than 300,000 nor more than 500,000; providing that in any condemnation proceeding instituted in connection with an urban renewal or other redevelopment plan or project, the commissions appointed pursuant to Code of Alabama 1940, Title 19, Section 11, as amended, shall fix the value of any property sought to be acquired at no less than the value of such property as of the date of the announcement of the plan or project or slum, blight, or deterioration.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

The House Bill, the title of which is set out in the foregoing Message from the House, was read one time and referred to appropriate Standing Committee, as follows:

H. B. 1013. To the Committee on Local Legislation No. 1

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House Bill and ordered same sent forthwith to the Senate without engrossment:

By Mr. Neville:

H. 1017. Relating to counties having populations of not less than 20,000 nor more than 25,000 inhabitants and two courthouses; providing an expense allowance for the tax assessors of such counties.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

The House Bill, the title of which is set out in the foregoing Message from the House, was read one time and referred to appropriate Standing Committee, as follows:

H. B. 1017. To the Committee on Local Legislation No. 1

MESSAGE FROM THE HOUSE

Mr. President:

The House has passed the following Senate Bill and returns same herewith to the Senate:

S. 478. To amend Section 3, Act No. 817, H. 298, Regular Session 1961, relating to supernumerary court reporters.

JOHN W. PEMBERTON,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House Bill and ordered same sent forthwith to the Senate without engrossment:

By Messrs. Owen (Baldwin), Sessions, Dill, Holman, Jackson (T), Grayson, Brannan, Bowers, Waggoner, Cook (Jefferson), Kilgore, House, Crane, Gafford, Adwell, Cherner, Gloor and Watkins:

H. 548. To rescind and revoke membership of the State of Alabama in the United Nations and the specialized agencies thereof, and for other purposes.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

The House Bill, the title of which is set out in the foregoing Message from the House, was read one time and referred to appropriate Standing Committee, as follows:

H. B. 548. To the Committee on Judiciary

MESSAGE FROM THE HOUSE

Mr. President:

The House has passed the following Senate Bill and returns same herewith to the Senate:

S. 522. To make an appropriation to the State Military Department.

JOHN W. PEMBERTON,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has passed the following Senate Bills and returns same herewith to the Senate:

S. 324. To declare the public policy of the State of Alabama in regard to encouraging the education of all the school children of the state; to create as a body politic and corporate the Alabama Financial Assistance Commission; to provide for the membership of said Commission; to define the duties, powers and functions of said Commission; to authorize said Commission to make and pay grants of financial assistance from the funds of said Commission for the education of the school children of the state in private non- sectarian elementary and secondary schools in the state; to prescribe standards of eligibility for such financial assistance; to provide a procedure for making application for such financial assistance and for the approval or disapproval of same; to provide for judicial review of the actions of the Commission in the event of disapproval of an application for such financial assistance; to provide that any person who shall knowingly swear or affirm falsely to any matter or thing required by the terms of this Act shall be guilty of false swearing and to provide penalties therefor; to provide that any person accepting any payment authorized by this Act with knowledge that the child for whose benefit the payment is received was not actually a bona fide student at a private non-sectarian elementary or secondary school during the period for which payment is received, shall be guilty of a misdemeanor and prescribing penalties therefor; to create and establish in the state treasury the Alabama Financial Assistance Fund; and to repeal all laws or parts of laws in conflict with this Act.

Also:

S. 303. To amend Section 5 and Section 8 of Act No. 515, H. B. 93, approved July 9, 1945 (General Acts 1945 Page 734) as amended, which relates to the Employees' Retirement System of Alabama.

Also:

S. 134. To amend Section 3 of Act No. 712, H. 48, Regular Session 1951 (Acts 1951, p. 1250), an Act to create a State Bureau of Publicity and Information so as to provide further for the composition of the advisory board.

Also:

S. 308. To authorize the director of the bureau of publicity and information to enter into certain contracts with and spend funds in support of the southern travel directors council.

JOHN W. PEMBERTON,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has passed the following Senate Bill and returns same herewith to the Senate:

S. 457. To enact the Highway and Traffic Safety Coordination Act of 1967; to declare the public policy of this State in regard to highway and traffic safety; to provide that the Governor shall be the chief administrator of a comprehensive program of highway and traffic safety; to create the office of Coordinator of Highway and Traffic Safety; to provide for a

coordinator, his appointment, duties and responsibilities; to grant certain powers to the Governor in connection with his responsibility as chief administrator of this State's highway and traffic safety programs; to authorize various counties and municipalities to contract and exercise other powers which might be necessary in order that they might participate in certain highway and traffic safety programs; to repeal conflicting laws; and for other purposes.

JOHN W. PEMBERTON,
Clerk.

REPORT OF SECRETARY

Mr. President:

In accordance with the provisions of Joint Rule 5 of the Senate and House of Representatives, I respectfully report the following Senate Bills and Senate Joint Resolutions delivered to the Governor and the Secretary of State, with the date and hour of delivery, to-wit:

S. B. 384 Delivered to the Governor August 15, 1967, at 3:35 P. M.

S. B. 97 Delivered to the Governor August 15, 1967, at 4:40 P. M.

S. B. 428 Delivered to the Governor August 15, 1967, at 4:40 P. M.

S. B. 459 Delivered to the Governor August 15, 1967, at 4:40 P. M.

S. B. 472 Delivered to the Governor August 15, 1967, at 4:40 P. M.

S. B. 189 Delivered to the Governor August 17, 1967, at 2:15 P. M.

S. B. 410 Delivered to the Governor August 17, 1967, at 2:15 P. M.

S. B. 209 Delivered to the Governor August 17, 1967, at 6:20 P. M.

S. B. 484 Delivered to the Governor August 22, 1967, at 4:25 P. M.

S. J. R. 35 Delivered to the Governor August 22, 1967, at 4:25 P. M.

S. B. 485 Delivered to the Secretary of State August 22, 1967, at 4:28 P. M.

S. B. 40 Delivered to the Governor August 22, 1967, at 4:25 P. M.

S. B. 41 Delivered to the Governor August 22, 1967, at 4:25 P. M.

S. B. 338 Delivered to the Governor August 22, 1967, at 4:25 P. M.

S. B. 370 Delivered to the Governor August 22, 1967, at 4:25 P. M.

S. B. 448 Delivered to the Governor August 22, 1967, at 4:25 P. M.

S. B. 45 Delivered to the Governor August 22, 1967, at 6:15 P. M.

S. J. R. 49 Delivered to the Governor August 22, 1967, at 6:15 P. M.

McDOWELL LEE,
Secretary

SECRETARY'S REPORT

The foregoing report of the Secretary was read and ordered spread upon the Journal.

ADJOURNMENT

At 9:43 P. M., on motion of Mr. Cooper, in accordance with Joint Resolution heretofore adopted by the Senate, the Senate adjourned until Wednesday, August 30, 1967, at 12 o'clock Noon.

THIRTY-FIFTH LEGISLATIVE DAY

WEDNESDAY, AUGUST 30, 1967

The Senate met pursuant to adjournment, Lieutenant Governor Brewer presiding.

PRAYER

The Session was opened with prayer by the Reverend Thomas Are, Minister, Westminster Presbyterian Church, Montgomery, Alabama.

ROLL CALL

Present:

Messrs.:	Dominick	Jackson	Oden
Adams	Engel	Leonard	Pelham
Albea	Folsom	Lindsey	Pierce
Bailes	Giles	Lolley	Radney
Branyon	Gilmore	McCarley	Skidmore
Carr	Givhan	McDermott	Stone
Childs	Goodwyn	Morrow	Torbert
Clark	Harris	Nabors	Turner
Cooper	Hawkins	O'Bannon	Vacca

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JOURNAL

On motion of Mr. Cooper, the reading of the Journal of yesterday was dispensed with and same approved by the Senate.

REPORT OF COMMITTEE ON REVISION OF THE JOURNAL

Mr. President:

Your Standing Committee on Revision of the Journal begs leave to report that said Committee, in Session, has carefully examined the Journal of the Senate for the Thirty-Fourth Legislative Day and finds same correct and containing all original entries and references thereto required by the Constitution.

STEWART O'BANNON, JR.,
Chairman.

COMMITTEE REPORT

On motion of Mr. O'Bannon, the foregoing report was concurred in and the Journal of the Senate for the Thirty-Fourth Legislative Day was approved by the Senate.

REPORT OF COMMITTEE ON ENROLLED BILLS

Mr. President:

Your Standing Committee on Enrolled Bills begs leave to report that said Committee, in session, has compared the following enrolled Senate Bills with the original Senate Bills, respectively, and finds same correctly enrolled, to-wit:

S. 69. Relating to fish; authorizing the Director of Conservation, under certain conditions, to promulgate rules and regulations for the taking of non-game fish from the public waters of this State by the use of wire baskets; levying a privilege license tax on each such wire basket; prohibiting the sale of fish so taken; repealing all laws and especially local laws in conflict herewith, and prescribing the penalty for violation of this Act.

Also:

S. 134. To amend Section 3 of Act No. 712, H. 48, Regular Session 1951 (Acts 1951, p. 1250), an Act to create a State Bureau of Publicity and Information so as to provide further for the composition of the advisory board.

Also:

S. 303. To amend Section 5 and Section 8 of Act No. 515, H. B. 93, approved July 9, 1945 (General Acts 1945 Page 734) as amended, which relates to the Employees' Retirement System of Alabama.

Also:

S. 308. To authorize the director of the bureau of publicity and information to enter into certain contracts with and spend funds in support of the southern travel directors council.

Also:

S. 324. To declare the public policy of the State of Alabama in regard to encouraging the education of all the school children of the state; to create as a body politic and corporate the Alabama Financial Assistance Commission; to provide for the membership of said Commission; to define the duties, powers and functions of said Commission; to authorize said Commission to make and pay grants of financial assistance from the funds of said Commission for the education of the school children of the state in private non-sectarian elementary and secondary schools in the state; to prescribe standards of eligibility for such financial assistance; to provide a procedure for making application for such financial assistance and for the approval or disapproval of same; to provide for judicial review of the actions of the Commission in the event of disapproval of an application for such financial assistance; to provide that any person who shall knowingly swear or affirm falsely to any matter or thing required by the terms of this Act shall be guilty of false swearing and to provide penalties therefor; to provide that any person accepting any payment authorized by this Act with knowledge that the child for whose benefit the payment is received was not actually a bona fide student at a private non-sectarian elementary or secondary school during the period for which payment is received, shall be guilty of a misdemeanor and prescribing penalties therefor; to create and establish in the state treasury the Alabama Financial Assistance Fund; and to repeal all laws or parts of laws in conflict with this Act.

Also:

S. 385. To amend further Act No. 345, S. 291, Regular Session 1955 (Acts 1955, v. 2, p. 783), an act applying only in counties having populations of not less than 225,000 nor more than 500,000, and providing for a domestic relations division of the circuit court of any such county.

Also:

S. 418. To alter, rearrange, and extend the boundary lines and corporate limits of the Town of Clio, Barbour County, Alabama.

Also:

S. 457. To enact the Highway and Traffic Safety Coordination Act of 1967; to declare the public policy of this State in regard to highway and traffic safety; to provide that the Governor shall be the chief administrator of a comprehensive program of highway and traffic safety; to create the office of Coordinator of Highway and Traffic Safety; to provide for a coordinator, his appointment, duties and responsibilities; to grant certain powers to the Governor in connection with his responsibility as chief administrator of this State's highway and traffic safety programs; to authorize various counties and municipalities to contract and exercise other powers which might be necessary in order that they might participate in certain highway and traffic safety programs; to repeal conflicting laws; and for other purposes.

Also:

S. 478. To amend Section 3, Act No. 817, H. 298, Regular Session 1961, relating to supernumerary court reporters.

Also:

S. 522. To make an appropriation to the State Military Department.

RICHARD DOMINICK,
Chairman.

SIGNING OF BILLS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the foregoing bills; the titles of which are set out in the foregoing report from the Committee on Enrolled Bills.

RECESS

At 12:07 P. M., on motion of Mr. Pierce, the Senate took a recess until 1 o'clock this afternoon.

Yeas 17; Nays 14.

Yeas:

Messrs.:	Dominick	Morrow	Radney	
Albea	Gilmore	Nabors	Skidmore	
Bailes	Goodwyn	Pelham	Torbert	
Branyon	Harris	Pierce	Turner	
Carr	Leonard			—17

Nays:

Messrs.:	Cooper	Hawkins	McDermott	
Adams	Engel	Jackson	Oden	
Childs	Giles	Lindsey	Stone	
Clark	Givhan	Lolley		—14

The recess period having expired, the Senate was called to order by Lieutenant Governor Brewer.

A quorum of the Senate was present.

MESSAGE FROM THE HOUSE

Mr. President:

The House has amended as therein shown and as amended has passed the following Senate bill and returns same herewith to the Senate:

S. 556. To further regulate the salary of the State Budget Officer.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

On motion of Mr. O'Bannon, the Senate concurred in and adopted the following House amendment to the Bill, S. B. 556, the title of which is set out in the foregoing Message from the House, to-wit:

AMENDMENT TO S. B. 556

Amend S. B. 556 by striking the whole of Section 1 and inserting in lieu thereof the following:

"Section 1. The compensation of the State Budget Officer shall be set by the proper appointing authority at an annual salary not to exceed seventeen thousand five hundred dollars. Such salary shall be paid in the same manner and out of the same funds as heretofore provided by law."

Yeas 29; Nay 1.

Yeas:

Messrs.:	Cooper	Jackson	O'Bannon	
Adams	Dominick	Leonard	Pierce	
Albea	Engel	Lindsey	Radney	
Bailes	Folsom	Lolley	Skidmore	
Branyon	Giles	McDermott	Torbert	
Carr	Givhan	Morrow	Turner	
Childs	Harris	Nabors	Vacca	
Clark	Hawkins			—29

Nay: Mr. Goodwyn —1

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and adopted the following House Joint Resolution and sends same herewith to the Senate for its consideration:

By Mr. Merrill:

H. J. R. 98. BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, THE SENATE CONCURRING, that when the two Houses adjourn today they adjourn to meet again on Wednesday, August 23, 1967, and when they adjourn on Wednesday, August 23, 1967, they adjourn to meet again on Wednesday, August 30, 1967, and when they adjourn on Wednesday, August 30, they adjourn to meet again on Friday, September 1, 1967.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

The Resolution, H. J. R. 98, set out in the foregoing Message from the House, was read and referred to the Standing Committee on Rules.

REPORTS OF COMMITTEES

Mr. Goodwyn, Chairman of the Standing Committee on Judiciary, reported that said Committee, in Session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit:

By Mr. Collins (W) et al:

H. 208. To provide that a dog guide may accompany a blind person in any place of public accommodation or public conveyance; to provide that violation of this Act shall be a misdemeanor.

By Messrs. Owen (Baldwin) and Brannan:

H. 390. Relating to coroners, authorizing coroners to appoint deputies.

By Mr. Owen (Baldwin) et al:

H. 548. To rescind and revoke membership of the State of Alabama in the United Nations and the specialized agencies thereof, and for other purposes.

By Mr. Bowers et al:

H. 710. To amend further Code of Alabama 1940, Title 55, Section 305, which relates to the establishment of employment registers under the merit system law for the various classes of positions in the classified service of the State of Alabama, in order to extend the veterans preference therein provided to persons who served honorably in the armed forces of the United States at any time during the period from January 31, 1955 through December 31, 1963 and under certain conditions to the wives and widows of persons who served honorably during this period.

Mr. Folsom, Chairman of the Standing Committee on Local Legislation No. 1, reported that said Committee, in Session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit:

By Mr. Neville (with notice and proof):

H. 1016. Relating to Barbour County: providing for distribution of a portion of the county's share of the state gasoline excise tax to the incorporated municipalities in the county.

By Messrs. Merrill and Lybrand (with notice and proof):

H. 1015. To amend Section 16 of Act No. 592, General Acts 1953, Page 838, entitled "An Act to provide for the City of Anniston, in Calhoun County, a civil service system governing the appointment, removal, salaries, tenure and official conduct of employees of the City; defining violations of the Act; imposing penalties for violations and repealing conflicting laws.

By Messrs. Bank and Culver (with notice and proof):

H. 1019. To alter, re-arrange and extend the boundaries and corporate limits of the municipality of Moundville, in Hale County, Alabama; annexing certain territory to said municipality in adjacent areas of Tuscaloosa County, Alabama.

By Messrs. Garrett and Melton:

H. 999. To provide an expense account for coroners in counties having populations not less than 22,372 nor more than 24,000 in lieu of all fees he now receives.

By Mr. Lemley (with notice and proof):

H. 1020. To repeal Section 3 of Act No. 817, H. 983, Regular Session 1965 (Acts 1965, p. 1529) an act which amends Act No. 228, S. 266, Regular Session 1963 (Acts 1963, p. 626), an act which establishes the court of county commissioners of Blount County.

By Mr. Burgreen (with notice and proof):

H. 990. To amend, revise and re-enact Act No. 408, S. 290, Regular Session 1963 (Acts 1963, p. 907) entitled "An Act To provide for the feeding and care of certain county prisoners of Limestone County employed or used on the construction, repair, and maintenance of county roads and bridges, or other such road work; to provide uniforms for prisoners engaged in such road work; to prescribe the powers, duties, and authority of the sheriff and the board of revenue or like governing body of Limestone County, Alabama, in carrying out the provisions of this Act"; to authorize a daily tobacco allowance for such prisoners.

By Messrs. Meade and Beck:

H. 1018. To apply only in counties having populations of not less than 16,200 nor more than 17,200 according to the most recent federal decennial census; further regulating the compensation and meeting days of members of the county board of education in all such counties.

By Messrs. Higginbotham, Turnham and Brassell (with notice and proof):

H. 985. To extend the boundary lines of the City of Opelika in Lee County, Alabama and to include within the boundaries of said municipality certain additional territory.

By Mr. Marr:

H. 1011. Providing for payment by housing authorities or redevelopment agencies, on appeal from condemnation proceedings instituted in counties with any urban renewal or other re-development plan or project of all reasonable costs of the proceedings in the appellate court, including a reasonable attorney's fee, except in certain instances, in all counties of this state with populations of not less than 300,000 nor more than 500,000.

By Mr. Neville:

H. 1017. Relating to counties having populations of not less than 20,000 nor more than 25,000 inhabitants and two courthouses; providing an expense allowance for the tax assessors of such counties.

By Messrs. Owen (Baldwin) and Brannan:

H. 1014. Relating to counties having populations of not less than 48,500 nor more than 49,500; providing an additional allowance for the tax assessors and tax collectors of such counties.

By Mr. Marr:

H. 1013. To apply only in counties of this state having populations of not less than 300,000 nor more than 500,000; providing that in any condemnation proceeding instituted in connection with an urban renewal or other redevelopment plan or project, the commissions appointed pursuant to Code of Alabama 1940, Title 19, Section 11, as amended, shall fix the value of any property sought to be acquired at no less than the value of such property as of the date of the announcement of the plan or project or slum, blight, or deterioration.

By Mr. Brown:

H. 864. To provide additional compensation for the official court reporters of all judicial circuits composed of only one county having a population of not less than 109,000 nor more than 116,000, according to the most recent federal decennial census.

By Mr. Edington et al:

H. 938. Proposing an amendment to the Constitution of Alabama authorizing the levying of a special property tax in Mobile County for public hospital purposes.

The above Bill was read a second time at length as required by the Constitution.

Mr. Turner, Chairman of the Standing Committee on Finance and Taxation, reported that said Committee, in Session, had acted on the following bill and ordered same returned to the Senate with a favorable report, with amendment, and it was read a second time and placed on the calendar, to-wit:

By Mr. House (with amendment):

H. 420. To raise revenue; levying a tax on certain deeds or other instruments in writing by which real property is conveyed; and providing for the administration, collection, enforcement and disposition thereof.

Mr. Turner, Chairman of the Standing Committee on Finance and Taxation, reported that said Committee, in Session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit:

By Messrs. Tuck, Pennington and Edington:

H. 667. To provide for the control of air pollution within the State of Alabama; to create and establish an Air Pollution Control Commission; to prescribe the jurisdiction, powers, duties and functions of the Air Pollution Control Commission; to provide for an executive director of the Commission; to provide for the enforcement of the Act and orders, rules and regulations adopted by the Air Pollution Control Commission; prescribing penalties and making appropriations.

By Messrs. Tuck, Edington and Pennington:

H. 668. To amend Section 25 of Title 51 of the Code of Alabama of 1940, as heretofore amended, so as to provide for the deduction, from the assessed value of the shares of any Alabama corporation for the purpose of taxation of such shares, of the assessed value of all devices, identifiable parts of devices, systems and facilities constructed, used or placed in operation in the State of Alabama primarily for the protection of the public and the public interest through the control, reduction or elimination of air or water pollution.

By Messrs. Tuck, Edington and Pennington:

H. 669. To amend Section 33 of Act No. 100 enacted at the 1959 Second Special Session of the Legislature of Alabama, as heretofore amended, so as to exempt from the provisions of said Act, and from the computation of the amount of sales tax levied, assessed or payable thereunder, the gross proceeds from the sale of all devices, identifiable parts of devices, systems or facilities used or placed in operation in the State of Alabama, or intended for use or operation in the State of Alabama, primarily for the protection of the public and the public interest through the control, reduction or elimination of air or water pollution, and the gross proceeds from the sale of all materials used in the State of Alabama, or intended for use in the State of Alabama, primarily for the protection of the public and the public interest through the control, reduction or elimination of air or water pollution.

By Messrs. Tuck, Edington and Pennington:

H. 670. To amend Section 402 of Title 51 of the Code of Alabama of 1940, as heretofore amended, to provide for the allowance of a deduction, for Alabama corporate income tax purposes, for all amounts invested in devices, parts of devices, systems or facilities used or placed in operation in the State of Alabama, or to be used or placed in operation in the State of Alabama, primarily for the protection of the public and the public interest through the control, reduction or elimination of air or water pollution, to provide for, in lieu of such deduction, the amortization of all such amounts over such period (not exceeding the useful life of the devices, parts, systems or facilities for which such amounts were expended) as shall be specified in the tax return respecting the taxable year during which such amounts were expended and for appropriate deductions of the amounts so amortized, to provide that the taking of any such deductions shall be optional with the taxpayer, to provide that any such deduction, if taken, shall be in lieu of any other allowance for depreciation or obsolescence with respect to such devices, parts, systems or facilities, and to provide that none of such deductions shall be subject to any apportionment or allocation otherwise required and that all thereof shall be allowed in full.

By Messrs. Tuck, Edington and Pennington:

H. 671. To amend Section 348 of Title 51 of the Code of Alabama of 1940, as heretofore amended, so as to provide for the deduction, for purposes of computing the franchise tax on foreign corporations, of all amounts invested in all devices, identifiable parts of devices, systems and facilities used or placed in operation in the State of Alabama primarily for the protection of the public and the public interest through the control, reduction or elimination of air or water pollution.

By Messrs. Tuck, Edington and Pennington:

H. 672. To amend Section 789 of Title 51 of the Code of Alabama of 1940, as heretofore amended, so as to exempt, from the state use tax, the storage, use or consumption of any devices, identifiable parts of devices, systems or facilities constructed, used or placed in operation in the State of Alabama primarily for the protection of the public and the public interest through the control, reduction or elimination of air or water pollution, and the storage, use or consumption of any materials used primarily for the protection of the public and the public interest through the control, reduction or elimination of air and water pollution.

By Messrs. Tuck, Edington and Pennington:

H. 673. To amend Section 2 of Title 51 of the Code of Alabama of 1940, as heretofore amended, so as to exempt from ad valorem taxation

all devices, identifiable parts of devices, systems or facilities constructed, used or placed in operation primarily for the protection of the public and the public interest through the control, reduction or elimination of air or water pollution.

Mr. Branyon, Chairman of the Standing Committee on Agriculture, reported that said Committee, in Session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to-wit:

By Messrs. Pennington and Brannan:

H. 576. To amend further Chapter 7 of Title 2, Code of Alabama of 1940, as amended, relating to the qualifications, annual permit and other requirements for persons engaged in professional services or work pertaining to entomological, pathological, horticultural and floricultural, and tree surgery work including structural pest control work; and to further amend said Chapter by amending Section 677 thereof relating to persons to whom the provisions and requirement of said Chapter are applicable.

Mr. Cooper, Chairman of the Standing Committee on Public Health, reported that said Committee, in Session, had acted on the following bill and ordered same returned to the Senate with a favorable report, with substitute, and it was read a second time and placed on the calendar, to-wit:

By Mr. Turnham (with substitute):

H. 573. To provide for voluntary and temporary or emergency admissions of patients at certain state hospitals and facilities maintained for treatment of the mentally ill, and to repeal conflicting laws.

Mr. Bailes, Chairman of the Standing Committee on Privileges and Elections, reported that said Committee, in Session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to-wit:

By Mr. Laxson et al:

H. 614. Relating to elections; placing certain restrictions on write-in candidates and write-in votes; defining write-in candidate and repealing conflicting laws.

Mr. Folsom, Chairman of the Standing Committee on Local Legislation No. 1, reported that said Committee, in Session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and it was read a second time and placed on the calendar, to-wit:

By Mr. Headley (with notice and proof):

H. 958. To authorize and empower the register of the circuit court of Chilton County, Alabama, In equity, to appoint a deputy register, and to fix the salary and to provide the method of payment of salary.

Mr. Pelham, Chairman of the Standing Committee on Fish and Game, reported that said Committee, in Session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit:

By Mr. Owen (Baldwin) et al:

H. 3. To amend Section 1, Act No. 931, Acts of Alabama 1951, page 1599, approved September 12, 1951.

By Mr. Tuck:

H. 173. To amend Section 1 of Act No. 644, S. 328, approved September 16, 1953, Acts of Alabama, Regular Session, 1953, page 903, entitled, "An Act relating to fish and game; authorizing the use of certain species of the sunfish family for bait in the streams and waters in the State of Alabama.

Mr. Folsom, Chairman of the Standing Committee on Local Legislation No. 1, reported that said Committee, in Session, had acted on the following bill and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit:

By Messrs. Hill and Haygood:

H. 889. To regulate the compensation, fees and commissions of the judge of probate in all counties having populations of not less than 61,000 nor more than 65,000, providing for payment into the general fund of each such county of a portion of the commissions accruing to the judge of probate for remittance of money collected on the issuance and sale of motor vehicle licenses.

By Mr. Grayson:

H. 1012. Relating to cities having populations of not less than 35,000 nor more than 55,000; providing civil service or merit system status for Chiefs of Police of such cities.

Mr. Morrow, Chairman of the Standing Committee on Local Legislation No. 2, reported that said Committee, in Session, had acted on the following bills and ordered same returned to the Senate with a favorable report, and they were severally read a second time and placed on the calendar, to-wit:

By Mr. House et al (with notice and proof):

H. 886. Relating to the Criminal Court of Jefferson County and without limiting the comprehensiveness or generality of the foregoing portion of this title, to create an additional judgeship of such court; to provide for the manner of appointing said additional judge; to provide for the salary, duties and term of office of said additional judge; to provide that the Senior Judge shall act as the presiding judge of said court and prescribing his duties and authority therein; to provide for the effective date of said act.

By Mr. Jackson (T) et al (with notice and proof):

H. 881. Relating to the Tenth Judicial Circuit; providing for the appointment, duties and compensation of one additional Deputy District Attorney in such circuit, and to provide that the compensation of such Deputy District Attorney shall be paid out of the general fund of Jefferson County.

RESOLUTIONS

Mr. Cooper offered the following Senate Joint Resolution, to-wit:

S. J. R. 93. WHEREAS the death of Mr. Hatchett Chandler on August 23, 1967 ended the colorful life of a man who had dedicated long years of devoted efforts to the restoration and preservation of Fort Morgan at the mouth of Mobile Bay, and

WHEREAS Fort Morgan was for many years a deserted area following its abandonment after its last activation during World War I, its reclamation and restoration as one of Alabama's major tourist attractions is due in large part to Mr. Chandler's efforts; and

WHEREAS Mr. Chandler not only spent years of physical toil in hacking away at the snake-infested, semi-tropical vegetation which almost completely covered this centuries old fortification of beautiful design and intricate workmanship, but he persistently sought public funds for the restoration and preservation of Fort Morgan, and wrote numerous treaties on its historic significance; now therefore

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, That we mourn the death of Mr. Hatchett Chandler to whom this State is deeply indebted, and we are gratified that his desire to be interred on the grounds of Fort Morgan, a place for which he held such proprietary interest and devotion, has been honored.

Which was read and referred to the Standing Committee on Rules.

Mr. Goodwyn offered the following Senate Joint Resolution, to-wit:

S. J. R. 94. WHEREAS, the Legislature of Alabama did, by Act No. 283, Special Session, 1966, create a special committee to make a survey to determine whether there exists a need for more medical doctors and allied medical services in this State, and

WHEREAS, said Act No. 283 provided that the report of such committee should be made within one year from the effective date of the Act, said Act being approved on September 9, 1966, and

WHEREAS, it is deemed necessary to extend the operation of the Act for a period of an additional six months,

NOW, THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, that the operation of Act No. 283, Special Session, 1966, is hereby extended for an additional period of six months, until March 6, 1968.

On motion of Mr. Goodwyn, the Rules were suspended and the Resolution was adopted by the Senate.

BILLS ON THIRD READING

The Bill:

H. 1001. To authorize the Alabama public school and college authority, a public corporation, to issue and sell additional bonds in the principal amount of $5,000,000 for the purpose of constructing, equipping, establishing, creating, supporting and maintaining a four-year college at Montgomery under the supervision and control of the board of trustees of Auburn University.

Was read a third time at length and passed.

Yeas 30; Nays 0.

Yeas:

Messrs.:				
Adams	Engel	Jackson	Pierce	
Albea	Folsom	Lindsey	Radney	
Bailes	Giles	Lolley	Skidmore	
Branyon	Gilmore	McDermott	Stone	
Childs	Givhan	Morrow	Torbert	
Clark	Goodwyn	Nabors	Turner	
Cooper	Harris	O'Bannon	Vacca	
	Hawkins	Pelham		—30

Nays: —0

RESOLUTIONS

Messrs. Cooper, Clark, Lolley and Stone offered the following Senate Joint Resolution, to-wit:

S. J. R. 95. WHEREAS the distinguished Committee appointed pursuant to S. J. R. 3, Special Session 1966 (Acts 1966, p. 77) to study ad valorem taxation have done an excellent job as evidenced by their comprehensive report filed with the Governor and the two houses, and are due high praise and commendation for their efforts to solve some of the tax problems confronting the State of Alabama at this time; and

WHEREAS the said report contains adequate information for the use of the Legislature in the consideration of remedial legislation recommended by the Committee and others; and

WHEREAS the report of the Committee as filed has been accepted by the two houses, and is regarded as sufficient compliance with the mandates of said S. J. R. 3 of the 1966 Special Session; now therefore,

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, That the Committee established pursuant to S. J. R. 3 approved August 17, 1966 be and the same hereby is discharged as of the date of final adjournment of the current session, and the authority of the said Committee and of all officers and employees of said Committee are hereby revoked as of that date.

RESOLVED FURTHER, That the provisions of any resolution heretofore adopted which conflict with this resolution are hereby rescinded.

On motion of Mr. Cooper, the Rules were suspended and the Resolution was adopted by the Senate.

Mr. Skidmore offered the following Senate Joint Resolution, to-wit:

S. J. R. 96. Providing for continuation of the Joint Committee established by H. J. R. 107, Act No. 483, approved September 6, 1957, to study the problems involved in the production and processing of cotton.

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, That the joint committee established pursuant to HJR 107, Act No. 483, approved September 6, 1957 (Acts of 1957, p. 667) shall continue in existence and shall continue its work as directed in said Act No. 483, provided that the members of the committee shall be elected by the respective houses as provided in Act No. 483. The committee shall make a report to the Legislature on or before the fifth legislative day of the 1969 Regular Session.

RESOLVED FURTHER, That the Lieutenant Governor of Alabama, the Speaker of the House of Representatives and the Commissioner of Agriculture and Industries shall serve as ex officio members of the committee.

RESOLVED FURTHER, that the committee is authorized to meet thirty days in addition to the meeting days heretofore provided for, and each member of the committee shall be entitled to compensation and expenses as provided for in said Act No. 483, provided, however, that the total per diem pay, expense allowances, travel allowances and all other expenses incurred by the committee in any fiscal year shall not exceed $5,000.00, anything in said Act No. 483 of 1957 or in SJR No. 4 of the First Special Session of 1959 or hereinabove to the contrary notwithstanding.

AND RESOLVED FURTHER, That any provision of said HJR 107, Act No. 483, of 1957, and any provision of said Act No. 7, SJR 4 of the

First Special Session 1959 and of any other resolution in conflict with this resolution are hereby rescinded.

On motion of Mr. Skidmore, the Rules were suspended and the Resolution was adopted by the Senate.

Mr. Cooper offered the following Senate Joint Resolution, to-wit:

S. J. R. 97. WHEREAS death on the highways, next to war itself is coming to be recognized as this nation's most acute problem; and

WHEREAS each week nearly 1,000 Americans die in automobile accidents and some 70,000 are injured, and experts predict the annual death toll may exceed 70,000 within the next ten years; and

WHEREAS the dollar cost of losses resulting from highway accidents are estimated to be nearly eight billion dollars a year; and

WHEREAS the losses in lives and property resulting from the rapidly increasing use and congestion of the state's roads and highways presents a problem of utmost gravity and urgency to the people of Alabama and one which requires comprehensive study and examination with a view toward intergovernmental coordination and cooperation in formulating programs to meet this problem; now therefore

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, That there is hereby created and established a Joint Interim Committee on Highway Safety, which shall be composed of four persons appointed by the Speaker of the House of Representatives, each of whom shall be a member of the House of Representatives, and three persons appointed by the Lieutenant Governor, each of whom shall be a member of the Senate. The committee shall elect from among its members a chairman and a vice-chairman, and shall hold such meetings and hearings, examine such witnesses, and conduct such studies and make such inquiries as it considers necessary and proper in the performance of its duties.

BE IT FURTHER RESOLVED, That the committee shall study and examine the problems of interstate and intrastate highway safety generally, including means of obtaining more uniform enforcement of traffic laws, the use of motor vehicle safety equipment; engineering safety control in roads and highways, adoption of uniform laws and ordinances, uniform signs, signals and markings; and shall inquire into the feasibility of legislation in conformity with federal highway safety laws and regulations.

RESOLVED FURTHER, That the committee shall report their findings, conclusions and recommendations, in the form of bills or otherwise, for any legislation it deems necessary or appropriate concerning the problem to the two houses of the legislature before the 10th legislative day of the next regular session.

RESOLVED FURTHER, That the committee members shall be entitled to their usual legislative per diem and expenses for attending meetings of the committee which shall be paid from funds appropriated for the payment of expenses of the legislature, and that in no event shall this S. J. R. #97 carry an appropriation of more than $10,000.00.

Which was read and referred to the Standing Committee on Rules.

Mr. McDermott offered the following Senate Joint Resolution, to-wit:

S. J. R. 98. WHEREAS, the Kappa Alpha Order social fraternity, whose spiritual founder was Robert E. Lee, was founded at Washington & Lee University in 1865; and

WHEREAS, the members of Kappa Alpha Order have always exemplified the highest traditions and heritage of the South and the State of Alabama; and

WHEREAS, there are presently located active chapters of Kappa Alpha Order at the University of Alabama, Auburn University, and Birmingham Southern University in the State of Alabama; and

WHEREAS, an active chapter of Kappa Alpha Order will be initiated at Springhill College in Mobile, Alabama on September 23, 1967 and will be known as Delta Zeta Chapter of Kappa Alpha Order; now therefore

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, that we congratulate Delta Zeta Chapter at Springhill College on its initiation as an active chapter of Kappa Alpha Order and extend to it our wishes for long and continual success.

BE IT FURTHER RESOLVED That a copy of this Resolution be sent to Delta Zeta Chapter.

On motion of Mr. McDermott, the Rules were suspended and the Resolution was adopted by the Senate.

Messrs. McDermott, Pelham and Engel offered the following Senate Resolution, to-wit:

S. R. 99. WHEREAS, Miss Helen M. O'Brien, formerly of Mobile but presently a resident of Newport, Rhode Island, was chosen Miss Chateau Rouge of 1965 in the City of Mobile, and

WHEREAS, Miss O'Brien during her stay in Mobile won the hearts of many and her decision to forsake Mobile and Alabama for Rhode Island is deeply regretted by her many friends, now therefore

BE IT RESOLVED BY THE SENATE OF ALABAMA, that we express to Miss O'Brien our best wishes for a successful tenure as Social Dean at Vernon Court Junior College in Newport, Rhode Island and extend an invitation for her to visit the Port City of Mobile at every available opportunity.

On motion of Mr. McDermott, the Rules were suspended and the Resolution was adopted by the Senate.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the following Senate Joint Resolution and returns same herewith to the Senate:

S. J. R. 89. Relative to adjournment of the Legislature on August 31, 1967.

JOHN W. PEMBERTON,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has non-concurred in the Senate amendment to the bill:

H. 24. To make annual appropriations for the support, maintenance, and development of public education in Alabama for each of fiscal years

ending September 30, 1968 and September 30, 1969, including all schools, agencies, services and institutions under the general or direct control or subject to the rules and regulations of the State Board of Education, the Board of Trustees of Alabama College, the Board of Trustees of Auburn University, the Board of Trustees of the University of Alabama, the Board of Trustees of the University of South Alabama, the Board of Trustees of the Alabama Institute for Deaf and Blind, the Board of Trustees of the Alabama Boys Industrial School, the Board of Trustees of the Alabama Industrial School for Negroes, the Board of Trustees of the State Training School for Girls, the Alabama Educational Television Commission, and for the Teachers' Retirement System.

And requests a Committee of Conference, and the Speaker of the House has named as a Committee of Conference on the part of the House Messrs. Merrill, Smith (C) and Mathews.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

On motion of Mr. Cooper, the Senate acceded to the request of the House for a Committee on Conference on the disagreement of the two Houses on the Senate amendment to the Bill, H. B. 24, the title of which is set out in the foregoing Message from the House.

And the President and Presiding Officer of the Senate appointed as Committee on part of the Senate Messrs. Gilmore, Giles and Turner.

BILLS ON THIRD READING RESUMED

The Bill:

H. 496. To amend further Title 51, Sections 692, 697 and 703, Code of Alabama 1940, so as to make further provisions respecting licenses and registration fees on motor vehicles and trailers.

was taken up.

The Standing Committee on Finance and Taxation reported the following amendment to the Bill, H. B. 496, to-wit:

AMENDMENT TO H. B. 496

AMEND H. B. 496 by striking from Section 2, the following sentence:

"Provided, that vehicles as described in this subsection which operate exclusively within fifteen miles of the corporate limits of the incorporated municipality in which they customarily are domiciled (but not including vehicles operating beyond the borders of Alabama) are not considered to be for hire."

and inserting in lieu thereof the following:

"Provided, that for each tractor which is operated by a for-hire motor carrier and which is operated exclusively within 15 miles of the corporate limits of the incorporated municipality in which it is customarily domiciled (but not including vehicles operating beyond the borders of Alabama) an annual license tax and registration fee of $100 is hereby imposed and shall be charged."

Which was adopted.

Yeas 29; Nays 4.

Yeas:

Messrs.:	Folsom	Lindsey	Oden	
Albea	Giles	Lolley	Pelham	
Branyon	Gilmore	McCarley	Skidmore	
Carr	Givhan	McDermott	Stone	
Childs	Goodwyn	Morrow	Torbert	
Clark	Harris	Nabors	Turner	
Cooper	Hawkins	O'Bannon	Vacca	
Engel	Jackson			—29

Nays:

Messrs.:	Dominick	Pierce	Radney	
Bailes				—4

Mr. Lindsey offered the following amendment to the Bill, H. B. 496, as amended, to-wit:

AMENDMENT TO H. B. 496, AS AMENDED

Amend Section 2 of substitute for H. B. 496 by deleting therefrom the following:

"to a maximum of $50 where the gross vehicle weight of the truck exceeds 30,000 pounds but does not exceed 52,000 pounds, and to a maximum of $100 where the gross vehicle weight of the truck exceeds 52,000 pounds." and substitute therefor the following:

"to a maximum of $50 where the gross vehicle weight of the truck exceeds 30,000 pounds but does not exceed 42,000 pounds."

Which was adopted.

Yeas 30; Nays 0.

Yeas:

Messrs.:	Engel	Leonard	Pierce	
Albea	Folsom	Lindsey	Radney	
Bailes	Giles	Lolley	Skidmore	
Branyon	Gilmore	McCarley	Stone	
Childs	Givhan	McDermott	Torbert	
Clark	Harris	O'Bannon	Turner	
Cooper	Hawkins	Oden	Vacca	
Dominick	Jackson	Pelham		—30

Nays: —0

Mr. Pelham offered the following amendment to the Bill, H. B. 496, as amended, to-wit:

AMENDMENT TO H. B. 496, AS AMENDED

Amend Section 697(a) of Section 2, Page 3 of House Bill 496 to read as follows:

For each truck or truck tractor other than those subject to licenses under subsection (b) of this section, using the public highways of this state, the following license based on the gross vehicle weight in pounds shall pay the following licenses:

For each truck or truck tractor having the following gross vehicle weight in pounds:

Weight in Pound	Amount of License Tax
0 to 6,000	$ 13.00
6,001 to 12,000	30.00
12,001 to 18,000	45.00
18,001 to 24,000	65.00
24,001 to 30,000	100.00
30,001 to 36,000	150.00
36,001 to 42,000	200.00
42,001 and over	250.00

Provided that the rates hereinabove specified shall be limited in the case of trucks owned and used by a farmer transporting farm products or the personal property of the farmer for his use on the farm to a maximum of $30 where the gross weight of the truck does not exceed 30,000 pounds, to a maximum of $50.00 where the gross vehicle weight of the truck exceeds 30,000 pounds but does not exceed 52,000 pounds, and to a maximum of $100.00 where the gross vehicle weight of the truck exceeds 52,000 pounds.

Provided further, however, trucks used by any person for the transportation of forest products from the point of severance to the sawmill, from the point of severance to the papermill, from the point of severance to the concentration yard shall be entitled to the special rates as provided in the above proviso.

On motion of Mr. Lindsey, said amendment was laid on the table.

Yeas 18; Nays 15.

Yeas:

Messrs.:	Folsom	Lindsey	Skidmore	
Adams	Giles	Lolley	Stone	
Branyon	Gilmore	McCarley	Torbert	
Clark	Givhan	Oden	Turner	
Cooper	Jackson	Radney		—18

Nays:

Messrs.:	Dominick	Hawkins	Nabors	
Albea	Engel	Leonard	Pelham	
Bailes	Goodwyn	McDermott	Pierce	
Childs	Harris	Morrow	Vacca	
				—15

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House Bill and ordered same sent forthwith to the Senate without engrossment:

By Messrs. Stembridge and Crawford:

H. 975. To define, regulate and license barbers and barber colleges, and other like business in any county of the State of Alabama having a population of at least 50,000 nor more than 54,000, to create a barber's Commission for said counties and define the powers and duties of said barber's Commission; and to provide for an inspector, and to provide a penalty for the violation of the provisions hereof.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

The House Bill, the title of which is set out in the foregoing Message from the House, was read one time and referred to appropriate Standing Committee, as follows:

H. B. 975. To the Committee on Counties and County Boundaries

MESSAGE FROM THE HOUSE

Mr. President:

The House has passed the following Senate bill and returns same herewith to the Senate:

S. 285. To amend Act No. 176, H. B. 463, Regular Session 1965, an Act applying only in counties having populations of not less than 76,000 nor more than 96,000 and regulating the compensation and allowances of members of boards of education of such counties.

JOHN W. PEMBERTON,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House Bill:

H. 556. To levy an additional privilege and license tax on the sale, storage, use, consumption, or delivery of cigarettes within this state; providing for the collection and enforcement of such taxes; and providing for the use of the proceeds thereof.

JOHN W. PEMBERTON,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and adopted the following House Joint Resolution and sends same herewith to the Senate for its consideration:

By Messrs. Fite and Downing:

H. J. R. 108. BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, That the Legislature hereby notes with appreciation the outstanding services to his fellowmen of The Reverend Winsor Howell Swearingen, an ordained Baptist minister, who was for many years a beloved teacher in Alabama schools, then State Prison Chaplain and has recently completed a period of twelve years of outstanding and dedicated service as a member of the State Board of Pardons and Paroles. Mr. Swearingen has always been interested and actively engaged in promoting education. He organized the first "Moonlight School" for adult illiterates in Alabama in 1923 and has been particularly active in prison reform projects and programs. He has long advocated the institution in this state of a sound program for the rehabilitation of prisoners, and he has contributed unstintingly of his time and talents in numerous endeavors in this field.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

On motion of Mr. Oden, the Rules were suspended and the Resolution, H. J. R. 108, set out in the foregoing Message from the House, was concurred in and adopted by the Senate.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and adopted the following House Joint Resolution and sends same herewith to the Senate for its consideration:

By Messrs. Bowers, Ellis, Cook (Jefferson), Meeks, Waggoner, Holman, Adwell, Gloor, Jackson (Jefferson), Money, Dobbs, Gafford, Yeilding, Crane, Dill, Sessions, Brown, Cherner and Fite:

H. J. R. 107. BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE LEGISLATURE OF ALABAMA, THE SENATE CONCURRING, That we note with deep and profound sorrow the passing of Mrs. Willie Gertrude Kilgore, mother of our beloved colleague from Jefferson County, and extend our sincere sympathy to Representative Hubert Kilgore and the members of his family for their great loss.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

On motion of Mr. Morrow, the Rules were suspended and the Resolution, H. J. R 107, set out in the foregoing Message from the House, was concurred in and adopted by the Senate.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and adopted the following House Joint Resolution and sends same herewith to the Senate for its consideration:

By Mr. Edington:

H. J. R. 106. WHEREAS The Alabama Historical Commission, a state agency, created by Act No. 168, Special Session 1966, has been designated by the Governor, in Executive Order No. 6, as the exclusive agency to administer all funds received by the State of Alabama under the Federal Historic Properties Act, and

WHEREAS the purpose of the Alabama Historical Commission, among other things, is the acquisition, preservation, and maintenance of buildings, sites, and items of historical significance in the State of Alabama, together with the administration of the disposition of said Federal Historic Properties Act money which may, in the future, be received by the State of Alabama,

BE IT THEREFORE RESOLVED by the House of Representatives of the State of Alabama, the Senate concurring, that the Alabama Historical Commission examine and approve all individual requests for state money to be matched with funds from the Historic Properties Act and that said money shall not be appropriated without the approval of said Commission.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

The Resolution, H. J. R. 106, set out in the foregoing Message from the House, was read and referred to the Standing Committee on Rules.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and adopted the following House Joint Resolution and sends same herewith to the Senate for its consideration:

By Mr. Shumate:

H. J. R. 103. BE IT RESOLVED by the Legislature of Alabama, both houses concurring, that the journals of both houses show that House Bills 507 and 508 be named the "Carr-Owen State Parks Development Bills" and that said bills shall hereafter be referred to and known by that name.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

On motion of Mr. Folsom, the Rules were suspended and the Resolution, H. J. R. 103, set out in the foregoing Message from the House, was concurred in and adopted by the Senate.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and adopted the following House Joint Resolution and sends same herewith to the Senate for its consideration:

By Mr. Turnham:

H. J. R. 104. WHEREAS, Mr. A. E. Houk has rendered a great service to the people of Alabama through his devoted service to a wide variety of educational programs over a period of forty years, and

WHEREAS, Mr. Houk has served long and well in implementing and strengthening programs for public schools, safety for school children, and programs for vocational education, and

WHEREAS, he has consistently maintained his sense of humor, his friendly and helpful attitude, and his spirit of loyalty and dedication while serving the State of Alabama and its people,

THEREFORE, be it resolved that the Legislature of the State of Alabama does hereby extend to Mr. A. E. Houk its recognition of his many contributions to the citizens of this State and its sincere appreciation of his dedication to service.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

On motion of Mr. Pierce, the Rules were suspended and the Resolution, H. J. R. 104, set out in the foregoing Message from the House, was concurred in and adopted by the Senate.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and adopted the following House Joint Resolution and sends same herewith to the Senate for its consideration:

By Messrs Collins (W), Smith (C) and Edington:

H. J. R. 105. WHEREAS Mr. Hatchett Chandler who passed away last week at the age of eighty-seven was, more than any other one person, responsible for the restoration and preservation of Fort Morgan; and but for his tenacious perseverance and continuous efforts this beautiful finger of land with its magnificient and historic fort might yet be a pile of debris overgrown with rank, snake infested vegetation; and

WHEREAS Mr. Chandler who was a native of Montgomery and a member of distinguished Alabama families, "rediscovered" Fort Morgan upon going to the Alabama coastal area to regain his health many years ago. For over a score of years he labored diligently in clearing away the brush and overgrowth, in stimulating interest in the fort, and in securing funds for its reclamation. He did considerable research in the architectural and historic background of the fort and incorporated his findings in numerous tracts which he embellished with his rich imagination and prepared for publication; and

WHEREAS Mr. Chandler's labors of love for Fort Morgan have resulted in its being restored to its present state and in the building of an adjacent museum constructed of old brick in a compatible style of architecture. This once deserted area is now one in which Alabamians take considerable pride and constitutes one of the State's chief tourist attractions; now therefore

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, That we mourn the death of Mr. Hatchett Chandler to whom this State is deeply indebted for his untiring efforts toward the restoration of Fort Morgan and in the preservation of this centuries old historic fortification for future generations to come. He was a man of spirited character whose ingenuity and singleness of purpose have enriched the heritage of Alabama.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

The Resolution, H. J. R. 105, set out in the foregoing Message from the House, was read and referred to the Standing Committee on Rules.

MESSAGE FROM THE HOUSE

Mr. President:

The House has amended as therein shown and as amended has passed the following Senate Bill and returns same herewith to the Senate:

S. 406. To amend Section 177 (1e) of Title 13 of the Code, 1940, as amended.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

On motion of Mr. Giles, the Senate concurred in and adopted the following House amendment to the Bill, S. B. 406, the title of which is set out in the foregoing Message from the House, to-wit:

HOUSE AMENDMENT TO SENATE BILL NO. 406

Amend Senate Bill No. 406 by striking out Section 2 and inserting in lieu thereof the following:

"Section 2. This Act shall take effect upon its passage and approval by the Governor or upon its otherwise becoming a law, but in no event prior to the first Monday after the second Tuesday in January, 1969."

Yeas 26; Nays 2.

Yeas:

Messrs.:	Folsom	Jackson	Oden	
Adams	Giles	Leonard	Pierce	
Branyon	Gilmore	Lindsey	Skidmore	
Childs	Givhan	McCarley	Stone	
Clark	Goodwyn	McDermott	Torbert	
Cooper	Harris	Nabors	Vacca	
Engel	Hawkins	O'Bannon		—26

Nays: Messrs.: Morrow, Pelham —2

Mr. Bailes abstained from voting on this Bill because of possible personal interest.

REPORT FROM RULES

Mr. Clark, Chairman of the Standing Committee on Rules, reported that said Committee, in Session, had acted on the following Message from Her Excellency, the Governor, and ordered same returned to the Senate with a favorable report, to-wit:

The appointment of Mr. Frank Parker, Birmingham, Alabama as a member of the Board of Appeals for the Department of Industrial Relations, representing Labor.

On motion of Mr. Bailes, the appointment of Mr. Parker to the Board of Appeals for the Department of Industrial Relations was confirmed by the Senate.

Mr. Clark, Chairman of the Standing Committee on Rules, reported that said Committee, in Session, had acted on the following Message from Her Excellency, the Governor, and ordered same returned to the Senate with a favorable report, to-wit:

The appointment of Mr. H. E. Jackson, Georgiana, Alabama as a member of the Board of Trustees of the University of South Alabama.

On motion of Mr. Turner, the appointment of Mr. Jackson to the Board of Trustees of the University of South Alabama was confirmed by the Senate.

Mr. Clark, Chairman of the Standing Committee on Rules, reported that said Committee, in Session, had acted on the following Message from Her Excellency, the Governor, and ordered same returned to the Senate with a favorable report, to-wit:

The appointment of Mr. Dewitt Reams, Mobile, Alabama as Chairman of the Alabama Alcoholic Beverage Control Board, and Messrs. James E. Caldwell, Brundidge, Alabama and Frank V. Potts, Florence, Alabama as members of the Alabama Alcoholic Beverage Control Board.

On motion of Mr. Pelham, the appointment of Messrs. Reams, Caldwell and Potts as Chairman and members of the Alabama Alcoholic Beverage Control Board was confirmed by the Senate.

Mr. Clark, Chairman of the Standing Committee on Rules, reported that said Committee, in Session, had acted on the following Message from Her Excellency, the Governor, and ordered same returned to the Senate with a favorable report, to-wit:

The appointment of Mr. William S. Hurst, Talladega, Alabama as a member of the Board of Trustees of the Alabama Institute for the Deaf and Blind.

On motion of Mr. Leonard, the appointment of Mr. Hurst to the Board of Trustees of the Alabama Institute for the Deaf and Blind was confirmed by the Senate.

Mr. Clark, Chairman of the Standing Committee on Rules, reported that said Committee, in Session, had acted on the following Senate Joint Resolution and ordered same returned to the Senate with a favorable report, to-wit:

S. J. R. 97. Creating a joint interim committee on Highway Safety.

Mr. Morrow offered the following amendment to the Resolution, S. J. R. 97, to-wit:

AMENDMENT TO S. J. R. 97

Amend on Page 2 at the end of the last paragraph add the following sentence: " , and that in no event shall this S. J. R. 97 carry an appropriation of more than $10,000.00."

Which was adopted.

And said Resolution as thus amended, was then adopted by the Senate.

Mr. Clark, Chairman of the Standing Committee on Rules, reported that said Committee, in Session, had acted on the following Senate Joint Resolution and ordered same returned to the Senate with a favorable report, to-wit:

S. J. R. 93. Mourning the death of Mr. Hatchett Chandler

On motion of Mr. Cooper, said Resolution was adopted by the Senate.

MESSAGE FROM THE HOUSE

Mr. President:

The House has passed the following Senate Bill and returns same herewith to the Senate:

S. 580. To make an appropriation for the payment of expenses of the Legislature.

JOHN W. PEMBERTON,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has passed the following Senate Bills and returns same herewith to the Senate:

S. 513. To provide additional compensation for the official court reporters of all judicial circuits composed of only one county having a population of not less than 109,000 nor more than 116,000, according to the most recent federal decennial census.

Also:

S. 525. To provide for the appointment of Deputy District Attorneys for Houston County, Alabama, to redesignate the office of County or Deputy Solicitor as the office of Deputy District Attorney; and to provide for the appointment, duties and compensation of such officers.

Also:

S. 530. To provide for the creation of departments of engineering for all counties of this state having a population of not less than 30,550 nor more than 31,000; to provide for the composition of said departments of engineering; to provide for the appointment of county engineers; to prescribe the qualifications, powers and duties of said county engineers.

Also:

S. 546. To extend, alter and rearrange the boundary lines and corporate limits of the Town of Lincoln, Talladega County, Alabama.

Also:

S. 549. To repeal Act No. 40, S. 12, First Special Session 1956 (Acts 1956, p. 68), entitled "An Act Relating to Macon County: To authorize and empower the county board of education of Macon County to remove or terminate the contract of employment of any teacher in the public school system at any time such action is deemed necessary to promote the best interest of the schools under its jurisdiction; repealing conflicting laws."

Also:

S. 550. Relating to Montgomery County; making further provisions regarding the use of that portion of the Proceeds from the State Gasoline Excise Tax that may be paid to Montgomery County pursuant to the provisions of Section 5(b) of Act No. 224 adopted at the special session of the Legislature of Alabama that convened on March 2, 1967; and providing for part of the said proceeds to be distributed, following their receipt by the county, to the City of Montgomery and any other municipal corporation or municipal corporations hereafter existing in the said county.

Also:

S. 519. To apply only in counties having populations of not less than 65,000 nor more than 95,000; to fix the travel and maintenance expenses to be allowed circuit court judges when attending the National College of State Trial Judges at any place not within the State of Alabama and to provide for payment thereof from the county treasury.

Also:

S. 553. To apply only in counties having populations of not less than 170,000 nor more than 300,000 according to the then next preceding

federal census; authorizing the court of county commissioners, board of revenue or other like county governing body to appropriate public funds of the county for payment of certain equitable and just claims for which the county is not legally liable.

Also:

S. 554. To further regulate the liquor traffic in the municipality of Madison in Madison County, making further provisions for issuance of liquor licenses, and repealing conflicting laws.

Also:

S. 555. Relating to the City of Florence, Alabama; providing for the planning, design, location, financing, acquisition of property for, construction, alteration, enlargement, use, maintenance, operation, and fostering of off-street automobile parking facilities in such city.

Also:

S. 558. To provide an additional expense allowance for the judge of the first judicial circuit, payable by the counties composing said circuit.

Also:

S. 559. To amend Section 2 of Act No. 317, H. 716, Regular Session 1963 (Acts 1963, p. 796), an act providing additional expense allowances for members of the governing bodies of counties having populations of not less than 17,800 nor more than 18,700.

Also:

S. 537. To alter, rearrange and extend the boundaries of the City of Decatur, in Morgan County:

Also:

S. 596. To amend Section 6, Act No. 367, Acts of Alabama, 1957, Title 52, Section 61 (6), Code of Alabama, 1940 (Recompiled, 1958), relating to the assignment and transfer of teachers in the schools of the state.

JOHN W. PEMBERTON,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has passed the following Senate Bills and returns same herewith to the Senate:

S. 362. To apply only in counties having populations of not less than 24,600 nor more than 25,000; to authorize the board of revenue to appropriate and use certain county funds and to designate and use certain county property, buildings, and facilities in order to qualify for and receive federal assistance under the federal Economic Opportunity Act of 1964; and to provide retroactive effect.

Also:

S. 477. To apply only in counties having populations of not less than 100,000 nor more than 115,000; providing for appointment of bailiffs in the county courts of such counties.

Also:

S. 479. To apply only in counties having populations of not less than 100,000 nor more than 115,000; providing further for the compensation of certain officers of the inferior courts of such counties.

Also:

S. 482. To provide allowances for expenses for members of the board of education of Wilcox County.

Also:

S. 497. To alter, rearrange, and extend the Corporate Limits line of the City of Tuscaloosa, in Tuscaloosa County, Alabama.

Also:

S. 503. To provide for official court reporters in all circuit courts in all counties in the State of Alabama having a population of not less than 170,000 nor more than 300,000 inhabitants according to the then next preceding Federal census; to fix the duties and status and authority of such court reporters; and to provide for the appointment of such court reporters by each circuit judge in such counties and to provide for the compensation and salary of such court reporters.

Also:

S. 506. To repeal Act No. 301, approved June 26, 1931, entitled, "An Act to provide for a special election to be held in Perry County, Alabama, to determine whether the County Superintendent of Education shall be elected by the qualified voters of Perry County, to further provide for the time and manner of his election, and, to fix his term of office and salary; and to prescribe his qualifications".

Also:

S. 507. Relating to Autauga County; providing for the construction, maintenance and repair of public roads, highways, bridges and ferries under the county unit system; authorizing and requiring the county governing body to employ and regulate the compensation of a county engineer; providing for the manner of selecting said engineer; prescribing his qualifications and requiring bond; defining his authority, powers and duties and those of the county governing body in relation to the roads, bridges and ferries of Autauga County; and providing for a referendum.

JOHN W. PEMBERTON,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has passed the following Senate Bills and returns same herewith to the Senate:

S. 399. Relating to supernumerary circuit solicitors; to amend Section 1 of an act approved September 3, 1953 (Act No. 474, S. 219, Acts 1953, Vol. 1, p. 589) which provides for the appointment of supernumerary circuit solicitors of the State of Alabama, in relation to the number of years of service prerequisite to a disabled district attorney, circuit solicitor, or like prosecuting officer by whatever name designated becoming a supernumerary circuit solicitor.

Also:

S. 287. To establish a pension fund for Alabama Fire Fighters to be known as the Alabama Fire Fighters Pension Fund; to prescribe conditions for joining, withdrawing from, and continuing membership in the fund; to regulate the payment of pensions and benefits from the fund; to provide for the management and administration of the fund by a board of trustees; to prescribe the membership of the board, provide for the election and terms of office of members thereof, and prescribe their powers and duties; to establish the office of secretary-treasurer of such board, provide for his employment, his salary, and his bond; and for the purpose of financing the fund to levy and provide for the collection of an additional tax on insurers against fire, lightning, and related hazards, fix membership dues, and authorize gifts, contributions and donations to the fund.

JOHN W. PEMBERTON,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and passed the following House Bill and ordered same sent forthwith to the Senate without engrossment:

By Mr. Bolton:

H. 907. To provide for clerks of county court and payment therefor.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

The House Bill, the title of which is set out in the foregoing Message from the House, was read one time and referred to appropriate Standing Committee, as follows:

H. B. 907. To the Committee on Local Legislation No. 1.

MOTION TO RECONSIDER

Mr. Cooper moved that the Senate reconsider the vote by which it confirmed the appointment by Her Excellency, the Governor, of Mr. William S. Hurst to the Board of Trustees of the Alabama Institute for the Deaf and Blind, which motion was adopted, and the Senate did reconsider said vote.

Mr. Cooper then moved that the Message from Her Excellency, the Governor, containing said appointment be re-referred to the Standing Committee on Rules, which motion was adopted, and the President and Presiding Officer of the Senate ordered said Message from the Governor re-referred to the Standing Committee on Rules.

REPORT OF COMMITTEE ON ENROLLED BILLS

Mr. President:

Your Standing Committee on Enrolled Bills begs leave to report that said Committee, in session, has compared the following enrolled Senate Bill with the original Senate Bill, respectively, and finds same correctly enrolled, to-wit:

S. 580. To make an appropriation for the payment of expenses of the Legislature.

RICHARD DOMINICK,
Chairman.

SIGNING OF BILLS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after its title had been publicly read at length by the Secretary of the Senate, signed the foregoing bill; the title of which is set out in the foregoing report from the Committee on Enrolled Bills.

BILLS ON THIRD READING RESUMED

The Bill:

H. 650. To create a board of trustees to manage and control Florence State College; to prescribe the powers, duties, authority, and compensation of the board; to provide for the appointment and prescribe the term of office of members thereof; to divest the state department of education of all jurisdiction, power and authority with respect to the supervision, management and control of said college; and to provide for the transfer from said state department of education to the board of trustees of Florence State College of all supplies, funds, books, documents, records and other property or effects of such college.

was taken up.

Mr. O'Bannon offered the following amendment to the Bill, H. B. 650, to-wit:

AMENDMENT TO H. B. 650

Strike out Sections 12 and 13 of the bill entirely and insert in lieu thereof the following:

Section 12. After the effective date of this act, the board of trustees created by this act for Florence State College shall have exclusive jurisdiction, supervision and control of Florence State College; and the state board of education is thereafter divested of all jurisdiction, power and authority with regard to the supervision, management, and control of such college except as otherwise herein provided. In addition to the powers, duties and authority hereinabove vested in the board of trustees, such board shall have and exercise all power, authority and duties heretofore conferred on, vested in or required of the state board of education under any laws of this state with regard to the supervision, management, and control of such college except as otherwise herein provided. Upon the effective date of this act, the state board of education shall transfer to the board of trustees of Florence State College all supplies, funds, books, documents, records, and other property or affects of such college.

Section 13. The board of trustees may at such time as they deem necessary and proper recommend to the state board of education that the name of Florence State College be changed to Florence State University, and the state board of education may accept or reject such recommendation and is authorized to change the name of Florence State College to Florence State University.

Which was adopted.

Yeas 21; Nay 1.

Yeas:

Messrs.:	Dominick	Lindsey	O'Bannon	
Albea	Folsom	McCarley	Pierce	
Branyon	Giles	McDermott	Radney	
Childs	Gilmore	Morrow	Skidmore	
Clark	Hawkins	Nabors	Stone	
Cooper	Jackson			—21

Nay: Mr. Harris —1

Mr. O'Bannon then offered the following amendment to the Bill, H. B. 650, as amended, to-wit:

AMENDMENT TO H. B. 650

In Section 1, strike out the second sentence and insert in lieu thereof the following: The board of trustees shall consist of six members who are residents of the seventh and eighth congressional districts, at least two of whom shall be residents of the county in which the institution is located, and three members from the state at large, the state superintendent of education, and the governor, who shall be ex officio president of the board.

Also, in Section 4, strike out the words and figures "The board of trustees has the power to organize the college by appointing a corps of instructors, who shall be styled the faculty of the college and such other instructors and officers as the interests of the college may require;" and insert "The board of trustees has the power to organize the college by appointing a president, whose salary shall be fixed by the board, and by employing a corps of instructors, who shall be nominated to the board in writing by the president and who shall be styled the faculty of the college, and such other instructors and officers as the interests of the college may require;"

Which was adopted.

Yeas 26; Nays 0.

Yeas:

Messrs.:	Engel	Leonard	Oden	
Albea	Folsom	Lindsey	Pelham	
Bailes	Gilmore	McCarley	Pierce	
Branyon	Goodwyn	McDermott	Radney	
Childs	Harris	Morrow	Stone	
Cooper	Hawkins	Nabors	Vacca	
Dominick	Jackson	O'Bannon		—26

Nays: —0

And said Bill, H. B. 650, as thus amended, was then read a third time at length and passed.

Yeas 25; Nay 1.

Yeas:

Messrs.:	Cooper	Leonard	O'Bannon	
Adams	Dominick	Lindsey	Oden	
Albea	Folsom	McCarley	Pelham	
Branyon	Giles	McDermott	Radney	
Carr	Gilmore	Morrow	Stone	
Childs	Hawkins	Nabors	Vacca	
Clark	Jackson			—25

Nay: Mr. Harris —1

The Bill:

H. 530. To provide for an appeal from any decision of a Civil Service Board in cities having a population of not more than 33,000 nor less than 31,500 according to the most recent federal decennial census.

was taken up.

Mr. O'Bannon offered the following amendment to the Bill, H. B. 530, to-wit:

AMENDMENT TO H. B. 530

In Section 2, strike out the next to the last sentence and insert in lieu thereof the following: It shall not be necessary to enter exceptions to the rulings of the Civil Service Board, and the appeal shall be a trial de novo; provided, however, that upon hearing such appeal the introduction of the decision of the Civil Service Board shall be prima facie evidence of the correctness of such decision.

Which was adopted.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Gilmore	Lolley	Radney	
Branyon	Givhan	McCarley	Skidmore	
Carr	Goodwyn	McDermott	Stone	
Childs	Harris	Morrow	Torbert	
Clark	Hawkins	O'Bannon	Turner	
Cooper	Jackson	Pierce	Vacca	
Dominick	Lindsey			—25

Nays: —0

And said Bill, H. B. 530, as thus amended, was then read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Gilmore	Lolley	Radney	
Branyon	Givhan	McCarley	Skidmore	
Carr	Goodwyn	McDermott	Stone	
Childs	Harris	Morrow	Torbert	
Clark	Hawkins	O'Bannon	Turner	
Cooper	Jackson	Pierce	Vacca	
Dominick	Lindsey			—25

Nays: —0

MESSAGE FROM THE HOUSE

Mr. President:

The Speaker of the House having signed the following House Bill, your signature thereto is requested.

H. 49. To provide Supernumerary Tax Collectors, Tax Assessors, License Commissioners or other elected officials charged with the assessment and/or collection of any ad valorem taxes in the various counties of the State of Alabama; describing their duties; setting up their requirements and qualifications; fixing their compensation; status and tenure of office; and providing for the payment of their salaries.

JOHN W. PEMBERTON,
Clerk.

SIGNING OF BILLS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after its title had been publicly read at length by the Secretary of the Senate, signed the foregoing bill; the title of which is set out in the foregoing message from the House.

CALENDAR BILL INDEFINITELY POSTPONED

On motion of Mr. Oden, further consideration of the Bill, S. B. 397, was indefinitely postponed by the Senate.

BILLS ON THIRD READING RESUMED

The Bill:

H. 959. To provide for payment of license taxes and registration fees on private passenger automobiles on a quarterly declining basis.

Was read a third time at length and passed.

Yeas 35; Nays 0.

Yeas:

Messrs.:	Dominick	Jackson	Oden	
Adams	Engel	Leonard	Pelham	
Albea	Folsom	Lindsey	Pierce	
Bailes	Giles	Lolley	Radney	
Branyon	Gilmore	McCarley	Skidmore	
Carr	Givhan	McDermott	Stone	
Childs	Goodwyn	Morrow	Torbert	
Clark	Harris	Nabors	Turner	
Cooper	Hawkins	O'Bannon	Vacca	
				—35

Nays: —0

The Bill:

H. 437. Relating to contractors bidding on highway work submitting a certified check or bid bond with their bid as proposal guaranty.

Was read a third time at length and passed.

Yeas 30; Nays 0.

Yeas:

Messrs.:	Dominick	Leonard	Oden	
Adams	Engel	Lindsey	Pelham	
Albea	Giles	Lolley	Pierce	
Bailes	Gilmore	McCarley	Radney	
Branyon	Givhan	McDermott	Skidmore	
Carr	Goodwyn	Morrow	Torbert	
Childs	Hawkins	Nabors	Vacca	
Cooper	Jackson	O'Bannon		—30

Nays: —0

The Bill:

H. 502. To amend further Sections 9, 10, 13, 16, and 20 and to repeal Section 19 of Chapter 2 of Title 46, Code of Alabama 1940, which relate to the registration of architects.

was taken up.

Mr. Clark offered the following amendment to the Bill, H. B. 502, to-wit:

AMENDMENT TO H. B. 502

In the caption, after the figures "13," insert "15,"

Also, insert after Section 3 of the bill a new section to read as follows:

Section 4. Section 15 of Chapter 2 of Title 46, Code of Alabama 1940, as amended, is amended further so as to read as follows:

"15. The board shall receive applications for registration as an architect only on forms prescribed and furnished by said board and upon receipt of such application and the payment of a fee of twenty-five dollars to said board, may issue to such applicant without detailed examination a certificate of registration as an architect provided such applicant meets the following requirements: Any person who holds an unexpired certificate issued to him by proper authority in the District of Columbia or any state or any territory of the United States, or in any province of the Dominion of Canada in which the requirements for registration of architects are approved by the board as substantially equivalent to those fixed and determined by this chapter, may be entitled to receive such certificate to practice architecture without an examination by the board. Any disabled veterans (veteran) of any war in which the United States has been or may be engaged, who is a resident of this state and who submits evidence that he has received from the United States veterans bureau a certificate showing that he has completed a rehabilitation course acceptable to the board relating to the practice of architecture, and who passes an oral examination of a character to be determined by the board, may be entitled to receive such certificate to practice architecture without further examination by said board. Any person of good character who has been a resident of this state for a period of 20 years or more and who has been actively employed for not less than 15 years in the architectural or engineering field shall be entitled to a certificate to practice architecture in Alabama without examination by the board, upon presentation to the board, within five days after the effective date of this act of amendment, written recommendations by three or more architects registered to practice in Alabama attesting to the qualifications of the applicant. The following facts established in the application may be regarded as prima facie 'evidence' satisfactory to the board that the applicant is fully qualified to practice architecture: Graduation after a course of not less than four years in architecture from a school or college of architecture, approved by the board as of satisfactory standing and an additional three years actual engagement in architectural work in the office or offices of a reputable architect or architects. Persons who have passed the junior or senior examination and received a certificate of 'National Council of Architectural Registration Boards.' All other applicants must also be of good moral character and shall pass satisfactorily, under rules and regulations fixed by the board, an examination to be conducted by three examiners selected by the board. The examiners may conduct examinations at least twice a year. Such examiners must promptly make report and recommendations to the board after each such examination. In determining the qualifications for registration, a majority vote of the members of the board shall be required. In case the board denies the issuance of a certificate to an applicant, one-half of the registration fee paid by the applicant shall be repaid by the board to said applicant. Certificates for registration shall expire on the 30th day of September, following their issuance or renewal and shall become invalid on that day unless renewed. Provided, however,

that certificates for registration of registrants hereunder who are or may be in the armed forces of the United States shall not expire until the 30th day of September following such registrants' discharge or final separation from said armed forces. Renewal may be effected at any time prior to or during the month of September by the payment of a fee as established by the board not to exceed twenty-five dollars. Penalty or penalties not to exceed the sum of five dollars may be added by the board to the renewal fee for failure to renew his or her certificate on or before the last day of each September."

Also, re-number Sections 4, 5, 6 and 7 of the bill as Sections 5, 6, 7, and 8, respectively.

On motion of Mr. Pierce, said amendment was laid on the table.

Yeas 18; Nays 10.

Yeas:

Messrs.:	Giles	McCarley	Pierce	
Albea	Gilmore	McDermott	Radney	
Bailes	Goodwyn	Nabors	Torbert	
Carr	Harris	O'Bannon	Vacca	
Dominick	Hawkins	Pelham		—18

Nays:

Messrs.:	Childs	Givhan	Lolley	
Adams	Clark	Jackson	Stone	
Branyon	Cooper	Lindsey		—10

And said Bill, H. B. 502, was then read a third time at length and passed.

Yeas 32; Nays 0.

Yeas:

Messrs.:	Dominick	Hawkins	Oden	
Adams	Engel	Jackson	Pelham	
Albea	Folsom	Lindsey	Pierce	
Bailes	Giles	Lolley	Radney	
Branyon	Gilmore	McCarley	Stone	
Carr	Givhan	McDermott	Torbert	
Childs	Goodwyn	Nabors	Turner	
Clark	Harris	O'Bannon	Vacca	
Cooper				—32

Nays: —0

RESOLUTIONS

The Rules Committee offered the following Senate Resolution, to-wit:

S. R. 100. RESOLVED BY THE SENATE THAT THE FOLLOWING BILLS SHALL BE THE PARAMOUNT AND CONTINUING ORDER OF BUSINESS FOR THE THIRTY-FIFTH LEGISLATIVE DAY ONLY:

BILL NO.	PAGE
H 368	90
H 121	48
H 495	88

H 465	34
H 350	47
H 62	34
H 383	35
H 866	96
H 805	97
H 458	47
H 304	48
H 300	48
H 462	91
H 686	102
H 514	51
H 478	53
H 479	54
H 724	91
H 740	120
H 263	40
H 264	56
H 265	56
H 266	56
H 261	55
H 445	90
H 444	57
H 262	55
H 378	49
H 377	49
H 520	42
H 380	62
H 177	63
H 618	55
H 771	88
H 853	124
H 854	124
H 855	124
H 915	90
H 978	96
H 750	95
H 599	98
H 55	98
H 122	49
H 178	54
H 700	44
H 157	8
H 694	52

Mr. Bailes offered the following amendment to the Resolution, S. R. 100, to-wit:

AMENDMENT TO S. R. 100

Amend S. R. 100 by deleting H. B. 599 on page 98.

Which was adopted.

Mr. Radney offered the following amendment to the Resolution, S. R. 100, as amended, to-wit:

AMENDMENT TO S. R. 100, AS AMENDED

Amend S. R. 100 by adding House Bill 701 on page 48 of the calendar immediately after H. B. 694 at page 52.

Which was lost.

Mr. McDermott offered the following amendment to the Resolution, S. R. 100, as amended, to-wit:

Add the following bill following the last bill presently listed thereon:

H. B. 72 page 8

Which was adopted.

Mr. Carr offered the following amendment to the Resolution, S. R. 100, as amended, to-wit:

AMENDMENT TO S. R. 100, AS AMENDED

Amend special order for 35th legislative day by adding H. B. 483 on Page 42 of the Calendar.

Which was adopted.

Mr. Pierce offered the following amendment to the Resolution, S. R. 100, as amended, to-wit:

AMENDMENT TO S. R. 100, AS AMENDED

Amend S. R. 100 by adding H. B. 582 on page 97 at the end thereof.

Which was adopted.

Mr. Lindsey offered the following amendment to the Resolution, S. R. 100, as amended, to-wit:

AMENDMENT TO S. R. 100, AS AMENDED

Amend S. R. 100 by adding thereto House Bill 318 on page 41 to the end thereof.

Which was adopted.

Mr. Skidmore offered the following amendment to the Resolution, S. R. 100, as amended, to-wit:

AMENDMENT TO S. R. 100, AS AMENDED

Amend S. R. 100 by adding at the end thereof H. B. 633 on page 39.

Which was adopted.

Mr. Carr offered the following amendment to the Resolution, S. R. 100, as amended, to-wit:

AMENDMENT TO S. R. 100, AS AMENDED

Amend S. R. 100 by adding H. B. 69 on page 125 at the end thereof.

Which was adopted.

On motion of Mr. Clark, said Resolution, as thus amended, was then adopted by the Senate.

Mr. Lolley offered the following Senate Joint Resolution, to-wit:

S. J. R. 101. BE IT RESOLVED BY THE SENATE OF ALABAMA, THE HOUSE OF REPRESENTATIVES CONCURRING, That the student center building to be constructed at the Enterprise State Junior College shall be named and designated the Seymore Trammell Building in honor of the distinguished Director of the State Finance Department.

On motion of Mr. Lolley, the Rules were suspended and the Resolution was adopted by the Senate.

Mr. Pierce offered the following Senate Joint Resolution, to-wit:

S. J. R. 102. BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, That we hereby sincerely thank Mr. Herbert R. Nation the able, affable and accommodating executive vice president of Brown Printing Company for the efficient and prompt manner in which he has handled the printing of bills, resolutions, daily calendars, pamphlet acts and the other forms of printing which are essential to the functioning of the legislature. Mr. Nation's constant diligence, readiness to cooperate to the fullest with us and many courtesies extended to us not only as members of this body but as individuals, have been invaluable to this body and are deeply appreciated.

On motion of Mr. Pierce, the Rules were suspended and the Resolution was adopted by the Senate.

Mr. Branyon offered the following Senate Joint Resolution, to-wit:

S. J. R. 103. BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, That H. B. 959 which has passed both houses shall be named, designated and known as "The Oden, Cooper, Stone, McCorquodale, Cook and Gloor Bill."

On motion of Mr. Branyon, the Rules were suspended and the Resolution was adopted by the Senate.

Messrs. Pelham and Cooper offered the following Senate Joint Resolution, to-wit:

S. J. R. 104. WHEREAS the Johnson administration's proposed ten per cent surtax on corporate and individual income taxes is a very grave and drastic measure which is viewed by many economists as one of doubtful value and by others with outright alarm. They have warned that higher federal taxes on income, piled on top of increased State and local taxes and the increase in Social Security taxes will put a pronounced drag on the economy. The cumulative total concentration of tax boosts at the various levels of government have reached a shocking peak hitherto undreamed of, and an additional ten per cent surtax may well place an unbearable burden upon the taxpayers of this nation. Pay raises which many workers have received have already been wiped out by increased costs of consumer goods and the reduction in both individual and corporate buying power may well result in a slowed national economy; and

WHEREAS billions of dollars are being spent in foreign aid which is often used to our political disadvantage and sometimes in actual combat against us and untold sums are squandered daily in domestic programs administered by irresponsible persons which programs in many instances result only in undermining those persons they are designed to help; and

WHEREAS a reexamination of our foreign aid program and a closer, realistic and impartial look at our domestic spending might well result not only in greater fiscal responsibility, making additional taxes unnecessary, but such action would restore faith and confidence in the system of free enterprise upon which this great nation was built; now therefore

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, That we respectfully urge each member of Alabama's delegation in the Congress to exercise all available means to oppose passage of the ten per cent federal income tax and we urge our two senators to filibuster the measure.

RESOLVED FURTHER that copies of this resolution be sent to each member of the Alabama Congressional delegation.

On motion of Mr. Pelham, the Rules were suspended and the Resolution was adopted by the Senate.

MESSAGE FROM THE HOUSE

Mr. President:

The House has passed the following Senate Bill and returns same herewith to the Senate:

S. 312. To amend Act No. 430, H. 327, Special Session 1966, which provides for the control of lysergic acid diethylamide (LSD-25) and other drug compounds (Acts Special Session 1966, p. 575).

JOHN W. PEMBERTON,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has passed the following Senate Bills and returns same herewith to the Senate:

S. 460. To amend Section 10 of Act No. 493 adopted at the 1955 Regular Session of the Legislature of Alabama as the same has been previously amended, relating to municipal public building authorities, so as to provide that bonds of such municipal public building authorities may be payable in such installments and at such time or times not exceeding forty years from their date as may be provided in the proceedings wherein the bonds shall be authorized to be issued.

Also:

S. 197. To amend Section 7 (2) of Title 58, The Code of Alabama of 1940, as recompiled in 1958, which Section relates to the execution of proxies by fiduciary holding corporate stocks by adding thereto provisions providing for the voting of corporate stocks when the same are registered in the name of a nominee of a fiduciary.

Also:

S. 200. To amend Section 62 and Section 73 of Act No. 414, S. 261, approved November 13, 1959 (General Acts of Alabama 1959, Vol. 2, Page

1055) entitled "An Act to provide further for the organization, admission, consolidation, merger, and dissolution of certain corporations, and to prescribe the powers, authority, and duties of such corporations, and of the officers, directors, and stockholders thereof; subject to the provisions of Section 100 of this Act, to repeal Sections 1 through Section 15, Sections 17 and 18, Sections 22 through 47, Section 70, Sections 91 through 101, Sections 103 through 110, Sections 189 through 197, all as contained in Title 10 of the Code of Alabama of 1940 as amended; and Section 193 of Title 10 of the Code of Alabama of 1940." by recognizing that nominees of corporate fiduciaries hold shares of stock for more than one fiduciary account and may vote a part of said holding in one manner and another part in a different manner.

Also:

S. 201. To amend further Act No. 565 enacted at the Regular Session of the Legislature of Alabama of 1943, entitled "An Act to authorize the establishment and maintenance of common trust funds; to authorize investments or participations therein; to define the requirements and terms thereof and the conditions and terms governing investments or participations therein and the admission and withdrawal of such investments or participations; to prescribe and define the rights, powers and duties of banks, trust companies, fiduciaries, participants, beneficiaries and other persons with respect thereto; to provide for the regulation and supervision thereof; to repeal all laws and parts of laws inconsistent and in conflict with the provisions of this Act, and for other purposes," as said Act has heretofore been amended by Act No. 262 enacted at the Regular Session of the Legislature of Alabama of 1949 and by Act No. 112 enacted at the Regular Session of the Legislature of Alabama of 1953.

Also:

S. 274. To amend further Code of Alabama 1940, Title 22, Section 199, which relates to the state subsidy for the care of indigent patients in tuberculosis sanatoria.

Also:

S. 327. Making further provisions respecting the enforcement of laws relating to narcotic drugs and poisons, amending Code of Alabama 1940, Title 22, Sections 236, 237, 238, and 252.

JOHN W. PEMBERTON,
Clerk.

BILLS ON THIRD READING RESUMED

The Bill:

H. 368. To amend Section 4 of Act No. 104, H. B. 148, First Special Session 1956 (Acts 1956, p. 148), an act authorizing and providing for the planning, designation, establishment, use, and regulation of controlled access highways.

was taken up.

Mr. Goodwyn offered the following substitute for the Bill, H. B. 368, to-wit:

SUBSTITUTE TO H. B. 368

To amend Sections 4 and 5 of Act No. 104, H. B. 148, First Special Session 1956 (Acts 1956, p. 148), an act authorizing and providing for the planning, designation, establishment, use, and regulation of controlled access highways.

Be It Enacted by the Legislature of Alabama:

Section 1. Section 4 of Act No. 104, H. B. 148 First Special Session 1956 (Acts 1956, p. 148), as amended, is amended further so as to read as follows:

S. 4. The State Highway Director is authorized to so design any controlled access facility and to so regulate, restrict, or prohibit access as to best serve the traffic for which such facility is intended. In this connection such highway authority is authorized to divide and separate any controlled access facility into separate roadways by the construction of raised curbing, central dividing sections, or other physical separations, or by designating such separate roadways by signs, markers, stripes, and the proper lane for such traffic by appropriate signs, markers, stripes, and other devices. No person shall have any right of ingress or egress to, from or across controlled access facilities to or from abutting lands, except such designated points at which access may be permitted or service roads provided, upon such terms and conditions as may be specified from time to time.

Except to the extent authorized by law for toll roads, no automotive service station or other commercial establishment for serving motor vehicle users shall be constructed or located within the right of way of, or on publicly-owned or publicly-leased land acquired or used for or in connection with the controlled access facility. However, this shall not limit the powers granted to the department of conservation by Chapter 3 of Title 8 of the Code of Alabama 1940, as amended, when those powers are exercised in accordance with the purposes of such chapter. And provided further, that notwithstanding any other laws to the contrary any owner or owners of lots, tracts, or parcels of land lying within 500 feet from any acquired right of way for such controlled access facility at any point of access to or exit from such facility may use, improve or develop such property for automotive service stations or other commercial establishments, including places for serving food and providing lodging, for serving motor vehicle users.

Section 2. Section 5 of said Act No. 104 is hereby amended by adding at the end of said Section 5 the following:

"In any event in any case now or hereafter pending when property is condemned for limited access highways and an appeal is taken by the State from a judgment of a court of competent jurisdiction, and if the award of damages is affirmed on appeal by the Supreme Court of Alabama, then in such event the property owner shall be entitled to interest at 6% per annum on the amount of damages awarded from the date of the rendition of the judgment awarding such damages."

Section 3. This Act shall become effective upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Which was adopted.

Yeas 28; Nays 0.

Yeas:

Messrs.:	Engel	Lindsey	Oden
Albea	Folsom	Lolley	Pelham
Bailes	Givhan	McCarley	Pierce
Branyon	Goodwyn	McDermott	Radney
Childs	Hawkins	Morrow	Skidmore
Clark	Jackson	Nabors	Torbert
Cooper	Leonard	O'Bannon	Vacca
Dominick			

—28

Nays:

—0

And said Bill, H. B. 368, as thus amended by the substitute, was then read a third time at length and passed.

Yeas 29; Nays 0.

Yeas:

Messrs.:	Dominick	Lindsey	Pelham	
Adams	Engel	Lolley	Pierce	
Albea	Givhan	McCarley	Radney	
Bailes	Goodwyn	McDermott	Skidmore	
Branyon	Harris	Morrow	Torbert	
Childs	Hawkins	Nabors	Turner	
Clark	Jackson	Oden	Vacca	
Cooper	Leonard			—29

Nays: —0

The Bill:

H. 121. To amend Code of Alabama 1940, Title 7, Sections 727, 728, 729, 735, 737 and 739 for the purpose of regulating further the period in which real estate or any interest therein, which has been sold under the power of sale in a deed of trust or mortgage, may be redeemed.

was taken up.

Mr. McDermott offered the following substitute for the Bill, H. B. 121, to-wit:

SUBSTITUTE TO H. 121

A BILL
TO BE ENTITLED
AN ACT

To amend Code of Alabama 1940, Title 7, Sections 727, 728, 729, 735, 737 and 739 for the purpose of regulating further the period in which real estate or any interest therein, which has been sold under the power of sale in a deed of trust or mortgage, may be redeemed.

Be It Enacted by the Legislature of Alabama:

Section 1. Code of Alabama 1940, Title 7, Sections 727, 728, 729, 735, 737 and 739, are hereby amended to read as follows:

"Section 727. Where real estate, or any interest therein, is sold under execution, or by virtue of any decree in the circuit court, or under any deed of trust, or power of sale in a mortgage, the same may be redeemed by the debtor, junior mortgagee, vendee of the debtor, or assignee of the equity or statutory right of redemption, wife, widow, child, heir at law, devisee, or any vendee or assignee of the right of redemption under this Code, from the purchaser, or his vendee, within two years thereafter in the manner provided in this chapter, except when the deed of trust or the mortgage under which the sale is made in express terms prescribes a period of not less than six months after foreclosure within which the real estate or any interest therein may be redeemed. In such a case the right of redemption is lost if not exercised within the time prescribed in the instrument authorizing the sale.

"Section 728. The priority of the rights of the several persons or parties mentioned in the preceding section, to redeem, shall be in the order in which they are mentioned therein; but any person or party who is entitled to redeem may give notice of his intention to redeem, to those

having prior rights to redeem, and if such persons to whom notice is thus given do not redeem or bring suit to redeem within sixty days after the service of such notice, then the party giving the notice may, within thirty days thereafter, exercise his right to redeem by suit or otherwise and no further redemption by the parties so notified may be made. The notice shall be in writing, served upon the party, if a resident of this state and can be found. If not found, or if a nonresident, the notice may be given by registered letter, requiring signed return receipt, sent to his last known address, or by publication once a week for three successive weeks in some newspaper published in the county where all or a portion of the lands sought to be redeemed are situated. In those instances in which redemptions may, pursuant to the preceding section, be made within two years after the sale if no redemption is made as provided in this section within twelve months from the day of sale, anyone entitled to redeem may do so thereafter without giving the notice provided for herein, and the property may not be again redeemed from said redemptioner.

"Section 729. In the event a junior mortgagee, or judgment creditor redeem from a prior mortgagee or judgment creditor, the debtor's wife, widow, children, heirs or devisees may redeem from such junior mortgagee or judgment creditor by paying to the junior mortgagee or judgment creditor the amount which he paid to redeem, together with ten per cent interest thereon from the time he paid it, together with the amount of the debt secured by the junior mortgage or judgment creditor, together with the interest and all lawful charges upon the premises which have accrued after the redemption by the junior mortgagee or judgment creditor. The redemption from the junior mortgagee or judgment creditor provided for in this section shall be made within the same time after the original sale and in the manner and mode prescribed for redemption from the first or senior mortgagees or other purchasers at the execution or judicial sales.

"Section 735. All judgment creditors of the debtor, who, without fraud or collusion, had obtained such judgment before the sale of the land, or within such time thereafter as is allowed by law for the redemption thereof, except by confession of the debtor, may in like manner redeem the land from such purchaser, or anyone claiming under him, by paying or tendering the amount bid for such land at a sale thereof, and ten per cent per annum thereon, together with all lawful charges; and by further offering to credit the debtor upon a subsisting judgment with a sum at least equal to ten per cent of the amount originally bid for the land; or to cancel his judgment, if it be less than ten per cent of the amount originally bid for the land; and upon such payment or tender being made, and credit given, or cancellation made, to the debtor, the title to such land vests in the creditor, and the purchaser must convey to him such title as he has, at the costs of the creditor.

"Section 737. One creditor may in like manner, within the time allowed by law for redemption after the sale of land, redeem it from another creditor; and in that case, the creditor offering to redeem must pay or tender to the creditor in possession the amount he had to pay to obtain the land, with ten per cent per annum thereon and must offer to credit the debtor as provided in the preceding section.

"Section 739. No redemption by a judgment creditor from the purchaser or his vendee, or by one judgment creditor from another, shall operate to defeat the rights of redemption in this chapter secured to the debtor, his vendee, junior mortgagee, or assignee of the equity of redemption, or of a child to whom the debtor had conveyed the land; but any one of such persons who would be entitled to redeem as against

the purchaser or his vendee, may, within the same time after the sale allowed by law for redeeming from the purchaser at such sale, redeem from the last redeeming judgment creditor, or his vendee, by paying or tendering the amount such creditor had to pay to obtain the land, with ten per cent per annum thereon, and all other lawful charges, including in such charges the amount of the credit entered by such creditor upon his judgment against the debtor for the purpose of redeeming, with interest thereon; but if such creditor or his vendee shall respond by offering to credit and actually crediting the debtor upon a subsisting judgment in a sum less than the whole amount due upon such judgment, or by offering to enter and actually entering safisfaction thereof, he may retain the land unless the party offering to redeem shall also pay, within the time allowed him to redeem, the amount of the credit so entered, or the amount due upon such judgment at the time such satisfaction was entered, as the case may be, with interest thereon, if any. If, upon such application to redeem, the creditor shall limit his credit to a sum less than the whole amount due upon the judgment, he cannot, by the entry of further credits or of satisfaction, add to the amount to be paid on redemption."

Section 2. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Which was adopted.

Yeas 23; Nays 2.

Yeas:

Messrs.:	Givhan	McCarley	Pierce	
Adams	Harris	McDermott	Radney	
Bailes	Hawkins	Nabors	Skidmore	
Clark	Leonard	O'Bannon	Stone	
Cooper	Lindsey	Oden	Torbert	
Engel	Lolley	Pelham	Vacca	
				—23

Nays: Messrs.: Albea, Branyon —2

And said Bill, H. B. 121, as thus amended by the substitute, was then read a third time at length and passed.

Yeas 23; Nays 2.

Yeas:

Messrs.:	Folsom	Lolley	Pelham	
Adams	Givhan	McCarley	Radney	
Bailes	Harris	McDermott	Skidmore	
Clark	Hawkins	Nabors	Stone	
Cooper	Leonard	O'Bannon	Torbert	
Engel	Lindsey	Oden	Vacca	
				—23

Nays: Messrs.: Albea, Branyon —2

The Bill:

H. 495. To provide for closing county government offices one weekday a week.

Was read a third time at length and passed.

Yeas 24; Nays 0.

Yeas:

Messrs.:	Engel	Jackson	O'Bannon
Adams	Folsom	Leonard	Pelham
Albea	Givhan	Lindsey	Pierce
Branyon	Goodwyn	Lolley	Skidmore
Carr	Harris	McCarley	Stone
Childs	Hawkins	Morrow	Torbert
Cooper			

—24

Nays: —0

The Bill:

H. 465. To amend Act No. 78, S. 72, Special Session 1961 (Acts 1961, p. 1955) an act regulating the teaching and practice of cosmetology in any county having a population of less than 600,000, according to the last or any subsequent federal decennial census and creating a State Board of Cosmetology, so as to regulate further such teaching and practices and the registration and license fees therefor.

was taken up.

The Standing Committee on Judiciary reported the following amendment to the Bill, H. B. 465, to-wit:

AMENDMENT TO H. B. 465

Amend House Bill 465 by striking from the second line of Section 1, the figure "21" and deleting from said bill that portion on Page 8 amending Section 21 of Act No. 78, S. 72, Special Session 1961 (Acts 1961, p. 1955).

Which was adopted.

Yeas 23; Nays 0.

Yeas:

Messrs.:	Givhan	McCarley	Radney
Albea	Goodwyn	Morrow	Skidmore
Bailes	Hawkins	Nabors	Stone
Childs	Leonard	O'Bannon	Torbert
Cooper	Lindsey	Pelham	Turner
Engel	Lolley	Pierce	Vacca

—23

Nays: —0

And said Bill, H. B. 465, as thus amended, was then read a third time at length and passed.

Yeas 21; Nays 0.

Yeas:

Messrs.:	Engel	McCarley	Skidmore
Albea	Givhan	Morrow	Stone
Bailes	Goodwyn	O'Bannon	Torbert
Childs	Leonard	Pelham	Turner
Cooper	Lindsey	Pierce	Vacca
Dominick	Lolley		

—21

Nays: —0

The Bill:

H. 350. To authorize the State Board of Health to charge a fee to persons receiving home health services and to waive said fee for the medically indigent; to require said fees to be paid into the State treasury in a special fund and to appropriate all of said fund to the Board of Health for use in the county from which said fee was collected and for operating a home health service.

Was read a third time at length and passed.

Yeas 23; Nays 0.

Yeas:

Messrs.:	Cooper	Lolley	Pelham	
Albea	Dominick	McCarley	Pierce	
Bailes	Engel	McDermott	Radney	
Branyon	Givhan	Morrow	Skidmore	
Carr	Jackson	Nabors	Torbert	
Childs	Lindsey	O'Bannon	Turner	
				—23

Nays: —0

The Bill:

H. 62. To make an appropriation for capital outlay for the Alabama Pesticide Residue Laboratory of the Department of Agriculture and Industries.

Was read a third time at length and passed.

Yeas 25; Nay 1.

Yeas:

Messrs.:	Dominick	McCarley	Pierce	
Adams	Engel	McDermott	Radney	
Albea	Giles	Morrow	Skidmore	
Branyon	Givhan	Nabors	Stone	
Carr	Jackson	O'Bannon	Torbert	
Childs	Lindsey	Pelham	Turner	
Cooper	Lolley			—25

Nay: Mr. Bailes —1

The Bill:

H. 383. To amend Section 3 of Act No. 132, H. 105, Legislature of 1965, Second Special Session, approved October 1, 1965 (Acts of 1965 2nd and 3rd Special Sessions, p. 185) by providing that a portion of funds appropriated thereunder for expenditures during the fiscal year ending September 30, 1967 may be used and expended for capital outlay purposes.

Was read a third time at length and passed.

Yeas 26; Nays 0.

Yeas:

Messrs.:	Dominick	McCarley	Radney	
Adams	Engel	McDermott	Skidmore	
Albea	Giles	Morrow	Stone	
Bailes	Givhan	Nabors	Torbert	
Branyon	Hawkins	O'Bannon	Turner	
Carr	Jackson	Pelham	Vacca	
Childs	Lolley	Pierce		—26

Nays: —0

The Bill:

H. 866. To provide wage and salary increases for certain public school employees, and to make an appropriation from the Alabama special educational trust fund for such purpose.

Was read a third time at length and passed.

Yeas 30; Nays 0.

Yeas:

Messrs.:	Dominick	Leonard	Pelham	
Adams	Engel	Lindsey	Pierce	
Albea	Folsom	Lolley	Radney	
Bailes	Giles	McCarley	Skidmore	
Branyon	Givhan	McDermott	Stone	
Carr	Harris	Morrow	Turner	
Childs	Hawkins	Nabors	Vacca	
Clark	Jackson	O'Bannon		—30

Nays: —0

The Bill:

H. 805. To amend further Code of Alabama 1940, Title 2, Section 606, in relation to the size of bottles or other containers used for the sale of milk or cream.

Was read a third time at length and passed.

Yeas 30; Nays 0.

Yeas:

Messrs.:	Dominick	Leonard	Oden	
Adams	Engel	Lindsey	Pelham	
Albea	Folsom	Lolley	Pierce	
Bailes	Giles	McCarley	Radney	
Branyon	Givhan	McDermott	Stone	
Carr	Harris	Morrow	Turner	
Childs	Hawkins	Nabors	Vacca	
Clark	Jackson	O'Bannon		—30

Nays: —0

The Bill:

H. 458. To require all persons in charge of laboratories that perform tests for syphilis to make a report of reactive or positive tests to the State Board of Health; to authorize the Board of Health to make pertinent rules and regulations; to declare such reports confidential, and to provide punishment for violating this act or rules and regulations; to repeal conflicting laws; and to provide for the effective date hereof.

Was read a third time at length and passed.

Yeas 27; Nays 0.

Yeas:

Messrs.:	Dominick	Jackson	O'Bannon	
Adams	Engel	Leonard	Oden	
Albea	Folsom	Lindsey	Pelham	
Bailes	Giles	Lolley	Pierce	
Branyon	Givhan	McCarley	Radney	
Childs	Harris	McDermott	Turner	
Clark	Hawkins	Nabors	Vacca	
				—27

Nays: —0

The Bill:

H. 248. Further to Amend Section 1 of Act No. 47, Special Session 1961, approved September 15, 1961 (Acts of 1961, p. 1904, et seq.) entitled "Relating to taxation; exempting Young Men's Hebrew Associations (Y.M.H.A.), also known as Jewish Community Centers (J.C.C.), the Seamen's Home of Mobile, incorporated under Act No. 145, Acts of Alabama 1844-45, the Catholic Maritime Club of Mobile, Inc., and the Knights of Pythias Lodges, and their property from state, county and municipal taxes, licenses, fees and excises, under certain prescribed conditions", as heretofore amended; providing exemption from taxation and licensing of certain charitable, religious and civic organizations.

Was read a third time at length and passed.

Yeas 30; Nays 0.

Yeas:

Messrs.:	Dominick	Leonard	Pelham	
Adams	Engel	Lindsey	Pierce	
Albea	Giles	Lolley	Radney	
Bailes	Givhan	McCarley	Skidmore	
Branyon	Goodwyn	McDermott	Stone	
Carr	Harris	Nabors	Turner	
Childs	Hawkins	O'Bannon	Vacca	
Clark	Jackson	Oden		—30

Nays: —0

The Bill:

H. 176. To provide funds for annual scholarships at certain state institutions of higher learning.

Was read a third time at length and passed.

Yeas 30; Nays 0.

Yeas:

Messrs.:	Engel	Leonard	Pelham	
Adams	Folsom	Lindsey	Pierce	
Bailes	Giles	Lolley	Radney	
Branyon	Givhan	McCarley	Skidmore	
Carr	Goodwyn	McDermott	Torbert	
Childs	Harris	Nabors	Turner	
Clark	Hawkins	O'Bannon	Vacca	
Dominick	Jackson	Oden		—30

Nays: —0

FURTHER CONSIDERATION OF H. B. 496

The Senate proceeded to further consideration of the Bill, H. B. 496, as amended.

Mr. Nabors offered the following amendment to the Bill, H. B. 496, as amended, to-wit:

AMENDMENT TO SUBSTITUTE FOR H. B. 496

Amend Section 2 of House Bill 496 by deleting the fourth paragraph thereof and substituting the following:

"Provided, that the rates hereinabove specified shall be limited with respect to trucks owned and used by a farmer for transporting

farm products or the personal property of the farmer for his use on his farm, and with respect to trucks owned and used by any person for transporting of forest products from the point of severance to a sawmill, to a paper mill or to a concentration yard, and with respect to trucks owned and used by any person for the transporting of coal from the point where it is mined or stored to any other point, to a maximum of $30.00 where the gross vehicle weight of the truck does not exceed 30,000 pounds, and to a maximum of $50.00 where the gross vehicle weight of the truck exceeds 30,000 pounds but does not exceed 42,000 pounds."

Which was adopted.

Yeas 33; Nays 0.

Yeas:

Messrs.:	Folsom	Lindsey	Pelham	
Adams	Giles	Lolley	Pierce	
Albea	Gilmore	McCarley	Radney	
Bailes	Givhan	McDermott	Skidmore	
Branyon	Goodwyn	Morrow	Stone	
Carr	Harris	Nabors	Torbert	
Childs	Hawkins	O'Bannon	Turner	
Clark	Jackson	Oden	Vacca	
Engel	Leonard			—33

Nays: —0

Mr. Nabors then offered the following amendment to the Bill, H. B. 496, as amended, to-wit:

AMENDMENT TO H. B. 496 AS AMENDED

Amend Section 2 by striking the figures and words under "Weight in Pounds" and "Amount of License Tax" and inserting in lieu thereof the following:

0 to 8000	$ 13.00
8001 to 12000	30.00
12001 to 18000	45.00
18001 to 30000	75.00
30001 to 42000	100.00
42001 to 52001	175.00
52001 to 62000	225.00
62001 over	250.00

On motion of Mr. Lindsey, said amendment was laid on the table.

Mr. Bailes offered the following amendment to the Bill, H. B. 496, as amended, to-wit:

AMENDMENT TO H. B. 496 AS AMENDED

In the caption strike out the figures "697" and insert "693"

Also, strike out Section 2 of the bill entirely and insert in lieu thereof the following:

Section 2. Section 693 of Title 51 of the Code of Alabama of 1940, as heretofore amended, shall be and hereby is further amended so that the said section 693 shall read as follows:

Section 693. The following annual license taxes and registration fees are hereby imposed, and shall be charged, on each private passenger automobile operated on the public highways of this state and on each motorcycle operated on the said public highways:

(a) For each private passenger automobile $12.00

(b) For each motorcycle 5.00

No private passenger automobile and no motorcycle shall be used on any public highway in the state unless the proper license tag therefor has been procured and is securely attached to the rear end thereof, such tag to be so attached right side up with the number thereof in an upright position and plainly visible.

The purchaser of any motor vehicle requiring a tag shall have four days from the date of its acquisition within which to procure the required tag.

On motion of Mr. Lindsey, said amendment was laid on the table.

Yeas 22; Nays 9.

Yeas:

Messrs.:	Engel	Leonard	Radney	
Adams	Folsom	Lindsey	Skidmore	
Branyon	Giles	Lolley	Stone	
Carr	Gilmore	McDermott	Torbert	
Clark	Givhan	Nabors	Turner	
Cooper	Hawkins	Oden		—22

Nays:

Messrs.:	Childs	Morrow	Pierce	
Albea	Dominick	Pelham	Vacca	
Bailes	Harris			—9

RESOLUTION

Messrs. McDermott, Engel and Pelham offered the following Senate Resolution, to-wit:

S. R. 105. WHEREAS, on this coming weekend in Lufkin, Texas, the Los Angeles Military Police Organization will hold its 21st annual reunion and,

WHEREAS, this renowned military unit distinguished itself during World War II by its outstanding service in the Los Angeles area, and has amply demonstrated its high esprit since that time by faithful attendance at its annual reunions, now therefore

BE IT RESOLVED BY THE SENATE OF ALABAMA, That we extend the best wishes of this body to the Los Angeles Military Police Organization on the occasion of its 21st annual reunion and our best wishes to Captain William Search, Sergeant Curtis Lord, Sr. and all of those in attendance in Lufkin, Texas.

BE IT FURTHER RESOLVED That a copy of this resolution be sent to this fine organization at its annual reunion in Lufkin, Texas.

On motion of Mr. McDermott, the Rules were suspended and the Resolution was adopted by the Senate.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and adopted the following House Joint Resolution and sends same herewith to the Senate for its consideration:

By Mrs. Collins (C), Messrs. Hogan, Wood, Collins (M), Perloff, Downing, Smith (C), Marr, Edington and Grayson:

H. J. R. 109. WHEREAS, God in his infinite wisdom has taken Louise Knudsen Hamil from our midst; and

WHEREAS, The Southwest section of Alabama, as well as the entire State of Alabama, will continue to miss this fine citizen, excellent teacher and outstanding worker in the field of adult education; and

WHEREAS, Louise Knudsen Hamil's family has been in the forefront of education for many years and Mrs. Hamil herself served on the faculty of Murphy High School and became its Assistant Principal, and upon seeing the need for adult education, she organized in 1947 the Adult and Veteran Division of Murphy and served as its supervisor; Mrs. Hamil also initiated a children's summer enrichment program, classes for mentally retarded children, the extension program for girls in the Florence Crittenton Home, classes for stutterers and English classes for foreign speaking persons; and

WHEREAS, Mrs. Hamil worked to improve teachers' welfare for many years and was successful in raising the standards of the teaching profession, and served as president of the Administrative Department of the Mobile Education Association and president of Delta Kappa Gamma; and

WHEREAS, Mrs. Hamil held degrees from Florence State Normal School and the University of Alabama, at which she was a member of Mortar Board and of Phi Beta Kappa; and

WHEREAS, Mrs. Hamil was State Teacher of the Year, Mobile Teacher of the Year twice and was the first recipient of Murphy High School's Gold Medallion Award in 1967,

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF ALABAMA, THE SENATE CONCURRING, That this body does hereby note with keen regret the loss of this great individual and tireless worker for good; and

BE IT FURTHER RESOLVED That a copy of this resolution be spread upon the Journal of the House and a copy sent to Mrs. Louise Knudsen Hamil's family.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

On motion of Mr. McDermott, the Rules were suspended and the Resolution, H. J. R. 109, set out in the foregoing Message from the House, was concurred in and adopted by the Senate.

MESSAGE FROM THE HOUSE

Mr. President:

The House has amended as therein shown and as amended has passed the following Senate Bill and returns same herewith to the Senate:

S. 508. To abolish the Board of Revenue of Autauga County and to create in lieu thereof the Board of Revenue and Control; to name and designate the chairman and first members of the board created herein and to provide for the election of their successors; to define the authority, powers and duties of the board and to prescribe the qualifications, terms and compensation of its members; to repeal conflicting laws including Sections 1, 5 and 6 of Act No. 222, H. 317, approved January 27, 1879 (Acts 1878-1879, p. 248), an act establishing the Board of Revenue of Autauga County and all amendatory acts thereto, and Act No. 110, S. 235, approved January 28, 1891 (Acts 1890-1891, p. 252), an act providing for the election of the Board of Commissioners of Autauga County, and Act No. 81, H. 329, approved July 7, 1947 (Local Acts 1947, p. 58), authorizing a contingent fund; and to provide for a referendum.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

On motion of Mr. Cooper, the Senate concurred in and adopted the following House amendment to the Bill, S. B. 508, the title of which is set out in the foregoing Message from the House, to-wit:

AMENDMENT TO S. B. 508

Strike out Section 17 and insert in lieu thereof the following:

Section 17. This Act shall take effect immediately upon its enactment.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Cooper	Leonard	Oden	
Adams	Engel	Lindsey	Skidmore	
Albea	Folsom	McCarley	Stone	
Bailes	Giles	Morrow	Torbert	
Branyon	Gilmore	Nabors	Turner	
Carr	Givhan	O'Bannon	Vacca	
Childs	Goodwyn			—25

Nays: —0

MESSAGE FROM THE HOUSE

Mr. President:

The House has amended as therein shown and as amended has passed the following Senate Bill and returns same herewith to the Senate:

S. 502. To provide, in any county of the State of Alabama having a population of not less than 115,000 or more than 160,000, according to the last or any subsequent decennial census for the incorporation of an authority to lease or own or otherwise acquire and provide, control and operate coliseums, parks, exhibits, exhibitions, fairgrounds and other installations, facilities, and places for the amusement, entertainment, recreation, and cultural development of the citizens of said county; to provide for the management of said authority by a board of directors; to provide for the appointment, and term of office and removal of said directors; to provide for the powers of such authority; to authorize the county, or any city within such county, to lease or sell and convey to

the authority real or personal property; to provide for the terms and conditions on which said authority may conduct, operate, manage or promote amusements or recreational activities; to empower such authority to construct or acquire recreational facilities and installations for amusement; to empower the authority to borrow money and issue bonds and execute mortgages or other conveyances as security for money so borrowed; to authorize the county or any city within said county to make appropriations or to lend money to the authority; and to accord the authority exemption from State, county and city taxation.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

On motion of Mr. Giles, the Senate concurred in and adopted the following House amendment to the Bill, S. B. 502, the title of which is set out in the foregoing Message from the House, to-wit:

AMENDMENT TO S. B. 502

Amend Section 6 (j) of Senate Bill 502 by adding after the semicolon at the end thereof, the following:

"provided, however, that in any acquisition by the authority under the power of eminent domain, the authority shall first pay into Court the just compensation for such acquisition, which shall include the reasonable value of removal and dislocation costs of those persons whose property is so acquired;"

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Leonard	Oden	
Adams	Giles	Lindsey	Pelham	
Albea	Givhan	Lolley	Pierce	
Bailes	Goodwyn	McCarley	Radney	
Branyon	Harris	McDermott	Skidmore	
Carr	Hawkins	Morrow	Stone	
Childs	Jackson			—25

Nays: —0

MESSAGE FROM THE HOUSE

Mr. President:

The House has amended as therein shown and as amended has passed the following Senate Bill and returns same herewith to the Senate:

S. 179. To require law enforcement officers to report all arrests of persons charged with certain sex offenses and all courts having jurisdiction of such offenses to report all convictions therein of such offenses to the state department of public safety; to require the state department of public safety to adopt and maintain a system of registering or recording and indexing such information and making it available only to duly constituted law enforcement officers for the purpose of apprehending and convicting sex offenders and preventing and curtailing sex crimes; and to prescribe penalties.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

On motion of Mr. Cooper, the Senate concurred in and adopted the following House amendment to the Bill, S. B. 179, the title of which is set out in the foregoing Message from the House, to-wit:

AMENDMENT TO S. B. 179

Section 1 line 5 delete the words "or any obscene conduct."

Section 1 line 20 strike out the phrase "using obscene or insulting language in the presence of a girl or woman as proscribed in Code of Alabama 1940 Title 14 Sec 11".

Yeas 25; Nays 0.

Yeas:

Messrs.:	Folsom	Lolley	Oden	
Bailes	Giles	McCarley	Pelham	
Branyon	Givhan	McDermott	Pierce	
Carr	Goodwyn	Morrow	Stone	
Childs	Hawkins	Nabors	Turner	
Cooper	Leonard	O'Bannon	Vacca	
Engel	Lindsey			—25
Nays:				—0

MESSAGE FROM THE HOUSE

Mr. President:

The House has amended as therein shown and as amended has passed the following Senate Bill and returns same herewith to the Senate:

S. 180. To require certain sex offenders to register with the sheriff of the county where they reside; to require and provide for maintenance of registers or rosters of persons registering under this act by the several sheriffs and by the state department of public safety; and to prescribe the punishment for wilful failure or refusal to so register.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

On motion of Mr. Cooper, the Senate concurred in and adopted the following House amendment to the Bill, S. B. 180, the title of which is set out in the foregoing Message from the House, to-wit:

AMENDMENT TO S. B. 180

Line 16 Delete the words "or any obscene conduct."

Line 31 Strike out "using obscene or insulting language in the presence of a girl or woman as proscribed in the Code of Ala 1940 Title 14 Sec 11"

Yeas 25; Nays 0.

Yeas:

Messrs.:	Bailes	Childs	Giles
Adams	Branyon	Cooper	Givhan
Albea	Carr	Engel	Goodwyn

Hawkins	McDermott	Pierce	Stone	
Leonard	Morrow	Radney	Torbert	
Lolley	Nabors	Skidmore	Turner	
McCarley	Pelham			—25

Nays: —0

MESSAGE FROM THE HOUSE

Mr. President:

The House has amended as therein shown and as amended has passed the following Senate Bill and returns same herewith to the Senate:

S. 492. To further amend Section 1 of Act No. 511, H. 610, Regular Session 1963, an Act fixing the compensation of District Attorneys payable from the State treasury, as last amended by Act No. 264, S. 96, Special Session 1966.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

On motion of Mr. Clark, the Senate concurred in and adopted the following House amendment to the Bill, S. B. 492, the title of which is set out in the foregoing Message from the House, to-wit:

AMENDMENT TO S. B. 492

In Section 1, second paragraph, strike out the quotation mark after the word paid and insert the following: Provided, that the total compensation of the district attorney for the twenty-third judicial circuit shall in no event exceed the total amount payable by the State and the County composing such circuit on the date of passage of this Act of amendment."

Yeas 25; Nays 0.

Yeas:

Messrs.:	Dominick	Leonard	Pelham	
Adams	Engel	Lindsey	Pierce	
Albea	Folsom	Lolley	Stone	
Bailes	Giles	Nabors	Torbert	
Branyon	Harris	O'Bannon	Turner	
Carr	Hawkins	Oden	Vacca	
Clark	Jackson			—25

Nays: —0

MESSAGE FROM THE HOUSE

Mr. President:

The House has amended as therein shown and as amended has passed the following Senate Bill and returns same herewith to the Senate:

S. 161. To amend Section 2 of Act No. 391, S. 33, Regular Session 1955 (Acts 1955, p. 926) an act regulating the sale, possession, displaying, offering for sale and use of fireworks in Alabama, so as to declare certain fireworks and pyrotechnics to be contraband and to constitute a nuisance and to authorize and direct their confiscation and destruction.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

Mr. Dominick moved that the Senate concur in the following House amendment to the Bill, S. B. 161, the title of which is set out in the foregoing Message from the House, to-wit:

HOUSE SUBSTITUTE TO S. B. 161

A BILL
TO BE ENTITLED
AN ACT

To amend Section 2, 3 and 10 of Act No. 391, S. 33, Regular Session 1955 (Acts 1955, p. 926) an act regulating the sale, possession, displaying, offering for sale and use of fireworks in Alabama, so as to declare certain fireworks and pyrotechnics to be contraband and to constitute a nuisance and to authorize and direct their confiscation and destruction.

Be It Enacted by the Legislature of Alabama:

Section 2. Section 2 of Act No. 391, S. 33, Regular Session 1955 (Acts 1955, p. 926), an act regulating the sale, possession, displaying, offering for sale and use of fireworks is amended to read as follows:

"Section 2. Except as provided in Section 3 of this act, it shall be unlawful for any person, firm, corporation or association within this State to sell, offer for sale, keep, or have in possession, barter, exchange or give away, furnish at a public place or elsewhere, or otherwise dispose of, use, or explode any fireworks or pyrotechnics described in Section 1 or any fireworks or pyrotechnics not designated or imprinted as required by Section 1, or to accept the delivery of, receive, have in possession, or possess any of these fireworks or pyrotechnics in any quantity whatsoever. Such fireworks or pyrotechnics are declared to be contraband, and to constitute a nuisance that can be abated only by their confiscation and destruction. Such contraband may be seized, condemned and destroyed in the same way as that provided in Code of Alabama Title 29, Section 209, for seizure, condemnation and destruction of contraband liquors and beverages."

Section 3. Section 3 of Act No. 391, S. 33, Regular Session 1955 (Acts 1955, p. 926), an act regulating the sale, possession, displaying, offering for sale and use of fireworks is amended to read as follows:

"Section 3. Section 2 of this act shall not apply to the possession, sale, disposal or use of sparklers and dipped sticks, when the total pyrotechnic composition does not exceed one hundred (100) grains each in weight and when the pyrotechnic composition, containing any chlorate and perchlorate, does not exceed five (5) grams."

Section 4. Section 10 of Act No. 391, S. 33, Regular Session 1955 (Acts 1955, p. 926), an act regulating the sale, possession, displaying, offering for sale and use of fireworks is amended to read as follows:

"Section 10. Any person who violates any provision of this act, or any regulation promulgated under the authority of it, shall be guilty of a misdemeanor, and upon conviction shall be punished by a fine of not more than one thousand dollars ($1,000.00), or imprisoned in the county jail for not more than one year, or both, in the discretion of the court."

Section 5. This act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Mr. O'Bannon moved that further consideration of the House amendment to the Bill, S. B. 161, be postponed until the next Legislative Day. Mr. Dominick moved that the motion to postpone be laid on the table, and the motion to table was lost.

Yeas 11; Nays 18.

Yeas:

Messrs.:	Childs	Hawkins	Pelham	
Albea	Dominick	McDermott	Radney	
Bailes	Folsom	Morrow	Vacca	
				—11

Nays:

Messrs.:	Engel	Leonard	Oden	
Adams	Giles	Lindsey	Pierce	
Branyon	Givhan	Lolley	Torbert	
Clark	Harris	McCarley	Turner	
Cooper	Jackson	O'Bannon		—18

The question then recurred on the motion of Mr. O'Bannon, which was adopted, and further consideration of the House amendment to the Bill, S. B. 161, was postponed until the next Legislative Day.

MESSAGE FROM THE HOUSE

Mr. President:

The House has amended as therein shown and as amended has passed the following Senate Bill and returns same herewith to the Senate:

S. 56. To fix the rate of assessing property for taxation and repeal conflicting laws.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

Mr. Clark moved that the Senate concur in the following House amendment to the Bill, S. B. 56, the title of which is set out in the foregoing Message from the House, to-wit:

SUBSTITUTE FOR S. B. 56

A BILL
TO BE ENTITLED
AN ACT

To regulate the rate of assessing property for taxation and repeal conflicting laws.

Be It Enacted by the Legislature of Alabama:

Section 1. All taxable property within this State shall be assessed for the purpose of taxation not to exceed thirty per cent of its fair and reasonable market value.

Section 2. Code of Alabama Title 51, Section 17, which conflicts with this Act, and all other laws or parts of laws in conflict herewith are hereby repealed.

Section 3. This Act shall take effect October 1, 1967.

Mr. Bailes moved that further consideration of the House amendment to the Bill, S. B. 56, be postponed until the next Legislative Day. On motion of Mr. Cooper, the motion to postpone was laid on the table.

Yeas 21; Nays 13.

Yeas:

Messrs.:	Engel	Lindsey	Pelham	
Adams	Folsom	Lolley	Radney	
Branyon	Giles	McCarley	Stone	
Carr	Givhan	O'Bannon	Torbert	
Clark	Goodwyn	Oden	Turner	
Cooper	Jackson			—21

Nays:

Messrs.:	Dominick	McDermott	Pierce	
Albea	Gilmore	Morrow	Skidmore	
Bailes	Harris	Nabors	Vacca	
Childs	Hawkins			—13

The question then recurred on the motion of Mr. Clark that the Senate concur in the House amendment to the Bill, S. B. 56. Mr. McDermott moved as a substitute motion that the Senate non-concur in the House amendment to the Bill, S. B. 56, and request a Committee on Conference. On motion of Mr. Cooper, the motion to non-concur was laid on the table.

Yeas 19; Nays 15.

Yeas:

Messrs.:	Cooper	Goodwyn	Oden	
Adams	Engel	Jackson	Pelham	
Branyon	Folsom	Lindsey	Stone	
Carr	Giles	Lolley	Torbert	
Clark	Givhan	McCarley	Turner	
				—19

Nays:

Messrs.:	Dominick	McDermott	Pierce	
Albea	Gilmore	Morrow	Radney	
Bailes	Harris	Nabors	Skidmore	
Childs	Hawkins	O'Bannon	Vacca	
				—15

The question again recurred on the motion of Mr. Clark that the Senate concur in the House amendment to the Bill, S. B. 56, and said amendment was then concurred in and adopted by the Senate.

Yeas 23; Nays 10.

Yeas:

Messrs.:	Engel	Jackson	Pelham	
Adams	Folsom	Leonard	Radney	
Branyon	Giles	Lindsey	Stone	
Carr	Gilmore	Lolley	Torbert	
Clark	Givhan	McCarley	Turner	
Cooper	Goodwyn	Oden	Vacca	
				—23

Nays:

Messrs.:	Dominick	McDermott	Pierce	
Bailes	Harris	Morrow	Skidmore	
Childs	Hawkins	Nabors		—10

BILLS ON THIRD READING RESUMED

FURTHER CONSIDERATION OF H. B. 496

The Senate proceeded to further consideration of the Bill:

H. 496. To amend further Title 51, Sections 692, 697 and 703, Code of Alabama 1940, so as to make further provisions respecting licenses and registration fees on motor vehicles and trailers.

as amended.

And said Bill, H. B. 496, as amended, was then read a third time at length and passed.

Yeas 30; Nays 4.

Yeas:

Messrs.:	Folsom	Leonard	Pelham	
Adams	Giles	Lindsey	Radney	
Branyon	Gilmore	Lolley	Skidmore	
Carr	Givhan	McCarley	Stone	
Childs	Goodwyn	McDermott	Torbert	
Clark	Harris	Nabors	Turner	
Cooper	Hawkins	O'Bannon	Vacca	
Engel	Jackson	Oden		—30

Nays:

Messrs.:	Dominick	Morrow	Pierce	
Bailes				—4

The Bill:

H. 304. To amend Code of Alabama 1940, Title 14, Section 426, in relation to the penalty for trespass after warning.

Was read a third time at length and passed.

Yeas 34; Nays 0.

Yeas:

Messrs.:	Engel	Leonard	Pelham	
Adams	Folsom	Lindsey	Pierce	
Bailes	Giles	Lolley	Radney	
Branyon	Gilmore	McCarley	Skidmore	
Carr	Givhan	McDermott	Stone	
Childs	Goodwyn	Morrow	Torbert	
Clark	Harris	Nabors	Turner	
Cooper	Hawkins	O'Bannon	Vacca	
Dominick	Jackson	Oden		—34

Nays: —0

The Bill:

H. 300. To control, eradicate and prevent the spread of hog cholera disease among swine by authorizing the State Board of Agriculture and Industries to adopt rules and regulations governing the manufacture, sale, distribution and use of all products used for immunization, treat-

ment and protection of swine from such disease; and to prescribe a penalty for violations of this Act.

Was read a third time at length and passed.

Yeas 34; Nays 0.

Yeas:

Messrs.:	Engel	Leonard	Pelham	
Adams	Folsom	Lindsey	Pierce	
Bailes	Giles	Lolley	Radney	
Branyon	Gilmore	McCarley	Skidmore	
Carr	Givhan	McDermott	Stone	
Childs	Goodwyn	Morrow	Torbert	
Clark	Harris	Nabors	Turner	
Cooper	Hawkins	O'Bannon	Vacca	
Dominick	Jackson	Oden		—34

Nays: —0

The Bill:

H. 462. To appropriate the sum of ten thousand dollars ($10,000.00) to the Department of Conservation, Division of State Parks, Monuments and Historical Sites, from any unexpended funds of the Division of Seafoods for the purpose of constructing and equipping a public fishing pier at the Fort Morgan Reservation, Baldwin County, Alabama.

Was read a third time at length and passed.

Yeas 34; Nays 0.

Yeas:

Messrs.:	Engel	Leonard	Pelham	
Adams	Folsom	Lindsey	Pierce	
Bailes	Giles	Lolley	Radney	
Branyon	Gilmore	McCarley	Skidmore	
Carr	Givhan	McDermott	Stone	
Childs	Goodwyn	Morrow	Torbert	
Clark	Harris	Nabors	Turner	
Cooper	Hawkins	O'Bannon	Vacca	
Dominick	Jackson	Oden		—34

Nays: —0

The Bill:

H. 686. To amend further Code of Alabama 1940, Title 22, Section 207, in relation to the membership of the milk control board and the compensation of such members, and giving the amendment retroactive effect.

Was read a third time at length and passed.

Yeas 31; Nays 3.

Yeas:

Messrs.:	Dominick	Hawkins	O'Bannon	
Adams	Engel	Jackson	Oden	
Bailes	Folsom	Leonard	Radney	
Branyon	Giles	Lindsey	Skidmore	
Carr	Gilmore	Lolley	Stone	
Childs	Givhan	McDermott	Torbert	
Clark	Goodwyn	Morrow	Turner	
Cooper	Harris	Nabors	Vacca	
				—31

Nays: Messrs.: McCarley, Pelham, Pierce —3

The Bill:

H. 514. To appropriate from the Seafood Fund for transfer to the State Building Commission the sum of Twenty Thousand Dollars ($20,000.00), or so much thereof as may be needed to complete the construction of the fishing pier at Gulf State Park; to provide that any unexpended sums shall revert to the Seafood Fund.

Was read a third time at length and passed.

Yeas 34; Nays 0.

Yeas:

Messrs.:	Engel	Leonard	Pelham	
Adams	Folsom	Lindsey	Pierce	
Bailes	Giles	Lolley	Radney	
Branyon	Gilmore	McCarley	Skidmore	
Carr	Givhan	McDermott	Stone	
Childs	Goodwyn	Morrow	Torbert	
Clark	Harris	Nabors	Turner	
Cooper	Hawkins	O'Bannon	Vacca	
Dominick	Jackson	Oden		—34

Nays: —0

The Bill:

H. 478. Further providing for the clearing of blighted areas and the prevention of blight: Amending the title and Sections 2, 3, 4, 5, 6, 7, 8, 9 and 10 of Act No. 491, S. 402, Regular Session 1949 (Acts 1949, p. 713) so as to confer on and vest in municipal governing bodies the same powers, duties and authority relative to clearing blighted areas and preventing blight that are conferred on and vested in housing authorities by said act.

Was read a third time at length and passed.

Yeas 32; Nays 2.

Yeas:

Messrs.:	Engel	Leonard	Oden	
Adams	Folsom	Lindsey	Pelham	
Bailes	Giles	Lolley	Radney	
Branyon	Gilmore	McCarley	Skidmore	
Carr	Givhan	McDermott	Stone	
Childs	Goodwyn	Morrow	Torbert	
Clark	Hawkins	Nabors	Turner	
Cooper	Jackson	O'Bannon	Vacca	
Dominick				—32

Nays: Messrs.: Harris, Pierce —2

The Bill:

H. 479. Further providing for the granting of additional power and authority for the elimination and prevention of the development or spread of slums and blight: Amending the title and Sections 2, 4, 5 and 7 of Act No. 553, H. 145, Regular Session 1955 (Acts 1955, P. 1210) so as to confer on and vest in municipal governing bodies the same additional powers, duties, and authority relative to the elimination and prevention of the development or spread of slums and blight that are conferred on and vested in housing authorities by said Act.

Was read a third time at length and passed.

Yeas 32; Nays 3.

Yeas:

Messrs.:	Engel	Leonard	Oden
Adams	Folsom	Lindsey	Pelham
Albea	Giles	Lolley	Radney
Bailes	Gilmore	McCarley	Skidmore
Carr	Givhan	McDermott	Stone
Childs	Goodwyn	Morrow	Torbert
Clark	Hawkins	Nabors	Turner
Cooper	Jackson	O'Bannon	Vacca
Dominick			—32

Nays: Messrs.: Branyon, Harris, Pierce —3

The Bill:

H. 724. To make an appropriation to the Secretary of State for the purchase of 5000 copies of the Alabama Constitution.

Was read a third time at length and passed.

Yeas 34; Nay 1.

Yeas:

Messrs.:	Dominick	Leonard	Pelham
Adams	Engel	Lindsey	Pierce
Albea	Folsom	Lolley	Radney
Bailes	Giles	McCarley	Skidmore
Branyon	Gilmore	McDermott	Stone
Carr	Givhan	Morrow	Torbert
Childs	Goodwyn	Nabors	Turner
Clark	Harris	O'Bannon	Vacca
Cooper	Jackson	Oden	—34

Nay: Mr. Hawkins —1

The Bill:

H. 740. Relating to crimes and offenses involving motor vehicles; making it a felony for a person to throw or shoot a deadly or dangerous missile into an occupied motor vehicle and prescribing the punishment therefor.

Was read a third time at length and passed.

Yeas 35; Nays 0.

Yeas:

Messrs.:	Dominick	Jackson	Oden
Adams	Engel	Leonard	Pelham
Albea	Folsom	Lindsey	Pierce
Bailes	Giles	Lolley	Radney
Branyon	Gilmore	McCarley	Skidmore
Carr	Givhan	McDermott	Stone
Childs	Goodwyn	Morrow	Torbert
Clark	Harris	Nabors	Turner
Cooper	Hawkins	O'Bannon	Vacca
			—35

Nays: —0

The Bill:

H. 263. To provide that agents or employees of the department of revenue designated in writing by the commissioner of revenue shall be peace officers of the State of Alabama with police power to enforce the provisions of the revenue laws of this State; to provide for an arrest fee of five dollars ($5.00) and the disposition thereof.

was taken up.

The Standing Committee on Finance and Taxation reported the following amendment to the Bill, H. B. 263, to-wit:

AMENDMENT TO H. B. 263

Amend Section 1 of H. B. 263 to read as follows:

Section 1. Agents or employees of the department of revenue designated in writing by the commissioner of revenue shall be and are hereby constituted peace officers of the State of Alabama with full and unlimited police power and jurisdiction to enforce the provisions of the revenue laws of this State as they relate to and only as they relate to the administration and enforcement of licensing and registration of motor vehicles, gasoline tax and tax on motor fuels or any substitute therefor, and tobacco tax, and they may exercise such power in any county of the State of Alabama.

Mr. Cooper moved that further consideration of the Bill, H. B. 263, and pending amendment be indefinitely postponed. Mr. Goodwyn moved that said motion to postpone be laid on the table, which motion was lost.

Yeas 12; Nays 21.

Yeas:

Messrs.:	Dominick	Goodwyn	Pierce	
Adams	Engel	Lolley	Skidmore	
Branyon	Giles	Nabors	Turner	
Carr				—12

Nays:

Messrs.:	Gilmore	Lindsey	Pelham	
Albea	Givhan	McCarley	Radney	
Bailes	Harris	Morrow	Stone	
Childs	Hawkins	O'Bannon	Torbert	
Cooper	Jackson	Oden	Vacca	
Folsom	Leonard			—21

The question recurred on the motion of Mr. Cooper that further consideration of the Bill, H. B. 263, and pending amendment be indefinitely postponed, and the motion to indefinitely postpone was adopted.

The Bill:

H. 264. To authorize the Department of Revenue to prepay to employees of said Department necessary travel expenses for such employees on authorized official State business outside the State of Alabama; to provide certain limitations as to the amount of such prepaid expenses; and to provide that the Department of Examiners of Public Accounts shall annually examine the expenditure of funds used in accordance with this Act.

Was read a third time at length and passed.

Yeas 35; Nays 0.

Yeas:

Messrs.:	Dominick	Jackson	Oden
Adams	Engel	Leonard	Pelham
Albea	Folsom	Lindsey	Pierce
Bailes	Giles	Lolley	Radney
Branyon	Gilmore	McCarley	Skidmore
Carr	Givhan	McDermott	Stone
Childs	Goodwyn	Morrow	Torbert
Clark	Harris	Nabors	Turner
Cooper	Hawkins	O'Bannon	Vacca

—35

Nays: —0

The Bill:

H. 265. Relating to revenue and taxation; approving, adopting, and enacting into law the Multistate Tax Compact relating to taxation of multistate taxpayers; making the State of Alabama a party thereto; providing for appointment of a member from the State of Alabama to the Multistate Tax Commission created thereby; providing for counsel to assist the member of the Multistate Tax Commission; providing for participating in interstate audits under Article VIII of the Compact; and making an appropriation to carry out the provisions of this Act.

Was read a third time at length and passed.

Yeas 35; Nays 0.

Yeas:

Messrs.:	Dominick	Jackson	Oden
Adams	Engel	Leonard	Pelham
Albea	Folsom	Lindsey	Pierce
Bailes	Giles	Lolley	Radney
Branyon	Gilmore	McCarley	Skidmore
Carr	Givhan	McDermott	Stone
Childs	Goodwyn	Morrow	Torbert
Clark	Harris	Nabors	Turner
Cooper	Hawkins	O'Bannon	Vacca

—35

Nays: —0

The Bill:

H. 266. To provide for the allocation and apportionment of deductions and exemptions for income tax purposes by resident taxpayers, including domestic corporations, engaged in multistate business.

Was read a third time at length and passed.

Yeas 35; Nays 0.

Yeas:

Messrs.:	Dominick	Jackson	Oden
Adams	Engel	Leonard	Pelham
Albea	Folsom	Lindsey	Pierce
Bailes	Giles	Lolley	Radney
Branyon	Gilmore	McCarley	Skidmore
Carr	Givhan	McDermott	Stone
Childs	Goodwyn	Morrow	Torbert
Clark	Harris	Nabors	Turner
Cooper	Hawkins	O'Bannon	Vacca

—35

Nays: —0

The Bill:

H. 261. To provide an election for multistate businesses to report and pay income tax on the basis of a percentage of the volume of business where the gross sales during the tax year within this state is not in excess of $100,000 and to provide a percentage rate of ¼ of 1% of such volume of sales.

Was read a third time at length and passed.

Yeas 34; Nay 1.

Yeas:

Messrs.:	Dominick	Jackson	Pelham	
Adams	Engel	Leonard	Pierce	
Albea	Folsom	Lindsey	Radney	
Bailes	Giles	Lolley	Skidmore	
Branyon	Gilmore	McCarley	Stone	
Carr	Givhan	McDermott	Torbert	
Childs	Goodwyn	Morrow	Turner	
Clark	Harris	O'Bannon	Vacca	
Cooper	Hawkins	Oden		—34

Nay: Mr. Nabors —1

The Bill:

H. 445. To amend Section 13, Act No. 100, Second Special Session 1959, which relates to the Sales Tax and authorizing the Department to estimate the tax due where no return is made and providing penalties therefor.

was taken up.

Mr. McCarley moved that further consideration of the Bill, H. B. 445, be postponed until the next Legislative Day. Mr. Goodwyn moved that the motion to postpone be laid on the table, which motion was lost.

Yeas 9; Nays 19.

Yeas:

Messrs.:	Carr	Leonard	Pierce	
Adams	Giles	Lolley	Turner	
Branyon	Goodwyn			—9

Nays:

Messrs.:	Cooper	Hawkins	Pelham	
Albea	Dominick	Jackson	Radney	
Bailes	Folsom	Lindsey	Skidmore	
Childs	Gilmore	McCarley	Stone	
Clark	Givhan	Oden	Vacca	
				—19

The question recurred on the motion of Mr. McCarley and the motion to postpone further consideration of the Bill, H. B. 445, until the next Legislative Day was adopted.

The Bill:

H. 444. To further amend Section 2, Act No. 100, Second Special Session 1959, which relates to the levy of the Sales Tax.

was taken up.

Mr. McCarley moved that further consideration of the Bill, H. B. 444, be postponed until the next Legislative Day. Mr. Goodwyn moved that the motion to postpone be laid on the table, which motion was lost.

Yeas 11; Nays 22.

Yeas:

Messrs.:	Childs	Lolley	Pierce
Adams	Giles	McDermott	Torbert
Carr	Goodwyn	Nabors	Turner

—11

Nays:

Messrs.:	Dominick	Jackson	Pelham
Albea	Folsom	Lindsey	Radney
Bailes	Gilmore	McCarley	Skidmore
Branyon	Givhan	Morrow	Stone
Clark	Harris	O'Bannon	Vacca
Cooper	Hawkins	Oden	

—22

The question recurred on the motion of Mr. McCarley, and the motion to postpone further consideration of the Bill, H. B. 444, until the next Legislative Day was adopted.

ADJOURNMENT

At 9:50 P. M., on motion of Mr. Cooper, in accordance with Joint Resolution heretofore adopted, the Senate adjourned until Thursday, August 31, 1967, at 10 o'clock A. M.

THIRTY-SIXTH LEGISLATIVE DAY

THURSDAY, AUGUST 31, 1967

The Senate met pursuant to adjournment, Lieutenant Governor Brewer presiding.

PRAYER

The Session was opened with prayer by the Honorable Tom Radney, Senator, Sixteenth Senatorial District.

ROLL CALL

Present:

Messrs.:	Dominick	Jackson	Oden
Adams	Engel	Leonard	Pelham
Albea	Folsom	Lindsey	Pierce
Bailes	Giles	Lolley	Radney
Branyon	Gilmore	McCarley	Skidmore
Carr	Givhan	McDermott	Stone
Childs	Goodwyn	Morrow	Torbert
Clark	Harris	Nabors	Turner
Cooper	Hawkins	O'Bannon	Vacca

—35

JOURNAL

On motion of Mr. Cooper, the reading of the Journal of yesterday was dispensed with and same approved by the Senate.

REPORT OF COMMITTEE ON ENROLLED BILLS

Mr. President:

Your Standing Committee on Enrolled Bills begs leave to report that said Committee, in session, has compared the following enrolled Senate Bills and Senate Joint Resolution with the original Senate Bills and Senate Joint Resolution respectively, and finds same correctly enrolled, to-wit:

S. 556. To further regulate the salary of the State Budget Officer.

Also:

S. J. R. 89. Relative to adjourning Sine Die.

Also:

S. 285. To amend Act No. 176, H. B. 463, Regular Session 1965, an Act applying only in counties having populations of not less than 76,000 nor more than 96,000 and regulating the compensation and allowances of members of boards of education of such counties.

Also:

S. 406. To amend Section 177 (le) of Title 13 of the Code, 1940, as amended.

Also:

S. 287. To establish a pension fund for Alabama Fire Fighters to be known as the Alabama Fire Fighters Pension Fund; to prescribe conditions for joining, withdrawing from, and continuing membership in the fund; to regulate the payment of pensions and benefits from the fund; to provide for the management and administration of the fund by a board of trustees; to prescribe the membership of the board, provide for the election and terms of office of members thereof, and prescribe their powers and duties; to establish the office of secretary-treasurer of such board, provide for his employment, his salary, and his bond; and for the purpose of financing the fund to levy and provide for the collection of an additional tax on insurers against fire, lightning, and related hazards, fix membership dues, and authorize gifts, contributions and donations to the fund.

Also:

S. 362. To apply only in counties having populations of not less than 24,600 nor more than 25,000; to authorize the board of revenue to appropriate and use certain county funds and to designate and use certain county property, buildings, and facilities in order to qualify for and receive federal assistance under the federal Economic Opportunity Act of 1964; and to provide retroactive effect.

Also:

S. 399. Relating to supernumerary circuit solicitors; to amend Section 1 of an act approved September 3, 1953 (Act No. 474, S. 219, Acts 1953, Vol. 1, p. 589) which provides for the appointment of supernumerary circuit solicitors of the State of Alabama, in relation to the number of years of service prerequisite to a disabled district attorney, circuit solicitor, or like prosecuting officer by whatever name designated becoming a supernumerary circuit solicitor.

Also:

S. 477. To apply only in counties having populations of not less than 100,000 nor more than 115,000; providing for appointment of bailiffs in the county courts of such counties.

Also:

S. 479. To apply only in counties having populations of not less than 100,000 nor more than 115,000; providing further for the compensation of certain officers of the inferior courts of such counties.

Also:

S. 482. To provide allowances for expenses for members of the board of education of Wilcox County.

Also:

S. 497. To alter, rearrange, and extend the Corporate Limits line of the City of Tuscaloosa, in Tuscaloosa County, Alabama.

Also:

S. 503. To provide for official court reporters in all circuit courts in all counties in the State of Alabama having a population of not less than 170,000 nor more than 300,000 inhabitants according to the then next preceding Federal census; to fix the duties and status and authority of such court reporters; and to provide for the appointment of such court reporters by each circuit judge in such counties and to provide for the compensation and salary of such court reporters.

Also:

S. 506. To repeal Act No. 301, approved June 26, 1931, entitled, "An Act to provide for a special election to be held in Perry County, Alabama, to determine whether the County Superintendent of Education shall be elected by the qualified voters of Perry County, to further provide for the time and manner of his election, and, to fix his term of office and salary; and to prescribe his qualifications".

Also:

S. 507. Relating to Autauga County; providing for the construction, maintenance and repair of public roads, highways, bridges and ferries under the county unit system; authorizing and requiring the county governing body to employ and regulate the compensation of a county engineer; providing for the manner of selecting said engineer; prescribing his qualifications and requiring bond; defining his authority, powers and duties and those of the county governing body in relation to the roads, bridges and ferries of Autauga County; and providing for a referendum.

Also:

S. 513. To provide additional compensation for the official court reporters of all judicial circuits composed of only one county having a population of not less than 109,000 nor more than 116,000, according to the most recent federal decennial census.

Also:

S. 519. To apply only in counties having populations of not less than 65,000 nor more than 95,000; to fix the travel and maintenance expenses to be allowed circuit court judges when attending the National College of State Trial Judges at any place not within the State of Alabama and to provide for payment thereof from the county treasury.

Also:

S. 525. To provide for the appointment of Deputy District Attorneys for Houston County, Alabama, to redesignate the office of County or Deputy Solicitor as the office of Deputy District Attorney; and to provide for the appointment, duties and compensation of such officers.

Also:

S. 530. To provide for the creation of departments of engineering for all counties of this state having a population of not less than 30,550 nor more than 31,000; to provide for the composition of said departments of engineering; to provide for the appointment of county engineers; to prescribe the qualifications, powers and duties of said county engineers.

Also:

S. 537. To alter, rearrange and extend the boundaries of the City of Decatur, in Morgan County:

Also:

S. 546. To extend, alter and rearrange the boundary lines and corporate limits of the Town of Lincoln, Talladega County, Alabama.

Also:

S. 549. To repeal Act No. 40, S. 12, First Special Session 1956 (Acts 1956, p. 68), entitled "An Act Relating to Macon County: To authorize and empower the county board of education of Macon County to remove or terminate the contract of employment of any teacher in the public school system at any time such action is deemed necessary to promote the best interest of the schools under its jurisdiction; repealing conflicting laws."

Also:

S. 550. Relating to Montgomery County; making further provisions regarding the use of that portion of the Proceeds from the State Gasoline Excise Tax that may be paid to Montgomery County pursuant to the provisions of Section 5(b) of Act No. 224 adopted at the special session of the Legislature of Alabama that convened on March 2, 1967; and providing for part of the said proceeds to be distributed, following their receipt by the county, to the City of Montgomery and any other municipal corporation or municipal corporations hereafter existing in the said county.

Also:

S. 553. To apply only in counties having populations of not less than 170,000 nor more than 300,000 according to the then next preceding federal census; authorizing the court of county commissioners, board of revenue or other like county governing body to appropriate public funds of the county for payment of certain equitable and just claims for which the county is not legally liable.

Also:

S. 554. To further regulate the liquor traffic in the municipality of Madison in Madison County, making further provisions for issuance of liquor licenses, and repealing conflicting laws.

Also:

S. 555. Relating to the City of Florence, Alabama; providing for the planning, design, location, financing, acquisition of property for, construction, alteration, enlargement, use, maintenance, operation, and fostering of off-street automobile parking facilities in such city.

Also:

S. 558. To provide an additional expense allowance for the judge of the first judicial circuit, payable by the counties composing said circuit.

Also:

S. 559. To amend Section 2 of Act No. 317, H. 716, Regular Session 1963 (Acts 1963, p. 796), an act providing additional expense allowances for members of the governing bodies of counties having populations of not less than 17,800 nor more than 18,700.

Also:

S. 596. To amend Section 6, Act No. 367, Acts of Alabama, 1957, Title 52, Section 61 (6), Code of Alabama, 1940 (Recompiled, 1958), relating to the assignment and transfer of teachers in the schools of the state.

RICHARD DOMINICK,
Chairman

SIGNING OF BILLS AND SENATE JOINT RESOLUTION

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the foregoing bills and Senate Joint Resolution; the titles of which are set out in the foregoing report from the Committee on Enrolled Bills.

REPORT OF COMMITTEE ON ENROLLED BILLS

Mr. President:

Your Standing Committee on Enrolled Bills begs leave to report that said Committee, in session, has compared the following enrolled Senate Bills with the original Senate Bills, respectively, and finds same correctly enrolled, to-wit:

S. 197. To amend Section 7 (2) of Title 58, The Code of Alabama of 1940, as recompiled in 1958, which Section relates to the execution of proxies by fiduciary holding corporate stocks by adding thereto provisions providing for the voting of corporate stocks when the same are registered in the name of a nominee of a fiduciary.

Also:

S. 200. To amend Section 62 and Section 73 of Act No. 414, S. 261, approved November 13, 1959 (General Acts of Alabama 1959, Vol. 2, Page 1055) entitled "An Act to provide further for the organization, admission, consolidation, merger, and dissolution of certain corporations, and to prescribe the powers, authority, and duties of such corporations, and of the officers, directors, and stockholders thereof; subject to the provisions of Section 100 of this Act, to repeal Sections 1 through Section 15, Sections 17 and 18, Sections 22 through 47, Section 70, Sections 91 through 101, Sections 103 through 110, Sections 189 through 197, all as contained in Title 10 of the Code of Alabama of 1940 as amended; and Section 193 of Title 10 of the Code of Alabama of 1940." by recognizing that nominees of corporate fiduciaries hold shares of stock for more than one fiduciary account and may vote a part of said holding in one manner and another part in a different manner.

Also:

S. 201. To amend further Act No. 565 enacted at the Regular Session of the Legislature of Alabama of 1943, entitled "An Act to authorize the establishment and maintenance of common trust funds; to authorize investments or participations therein; to define the requirements and terms thereof and the conditions and terms governing investments or participations therein and the admission and withdrawal of such investments or participations; to prescribe and define the rights, powers and duties of banks, trust companies, fiduciaries, participants, beneficiaries and other persons with respect thereto; to provide for the regulation and supervision thereof; to repeal all laws and parts of laws inconsistent and in conflict with the provisions of this Act, and for other purposes," as said Act has heretofore been amended by Act No. 262 enacted at the Regular Session of the Legislature of Alabama of 1949 and by Act No. 112 enacted at the Regular Session of the Legislature of Alabama of 1953.

Also:

S. 274. To amend further Code of Alabama 1940, Title 22, Section 199, which relates to the state subsidy for the care of indigent patients in tuberculosis sanatoria.

Also:

S. 312. To amend Act No. 430, H. 327, Special Session 1966, which provides for the control of lysergic acid diethylamide (LSD-25) and other drug compounds (Acts Special Session 1966, p. 575).

Also:

S. 327. Making further provisions respecting the enforcement of laws relating to narcotic drugs and poisons, amending Code of Alabama 1940, Title 22, Sections 236, 237, 238, and 252.

Also:

S. 460. To amend Section 10 of Act No. 493 adopted at the 1955 Regular Session of the Legislature of Alabama as the same has been previously amended, relating to municipal public building authorities, so as to provide that bonds of such municipal public building authorities may be payable in such installments and at such time or times not exceeding forty years from their date as may be provided in the proceedings wherein the bonds shall be authorized to be issued.

RICHARD DOMINICK,
Chairman.

SIGNING OF BILLS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the foregoing bills; the titles of which are set out in the foregoing report from the Committee on Enrolled Bills.

RESOLUTIONS

Mr. Vacca offered the following Senate Joint Resolution, to-wit:

S. J. R. 106. WHEREAS, On the 19th day of March 1966, Dr. Estes Henry Hargis departed this life in Jefferson County, Alabama, after a long and active life as a physician, surgeon, writer and supporter of countless worthwhile projects and endeavors, and

WHEREAS, Dr. Hargis was born at Cedar Springs, Tennessee on January 11, 1895 and at an early age moved with his family to Birmingham, Alabama where he attended public school. He entered Auburn University in 1915 where he pursued the study of premedicine for two years. While at Auburn University he was active in band, orchestra and glee club. He was awarded the Band Medal in 1917 as outstanding musician. From Auburn University he transferred to the University of Pennsylvania School of Medicine where he received his M. D. degree in 1921. After an internship, Dr. Hargis entered the Mayo Graduate School of Medicine. In 1926 he won his M. S. degree in surgery from the University of Minnesota. He was then named first assistant in surgery to Dr. W. J. Mayo and in 1926 was the first winner of the J. William White scholarship for foreign study, and

WHEREAS, In 1928 he returned to Birmingham, Alabama to practice surgery, establishing the Hargis Clinic. Late that year he married Miss Florence Parker of Birmingham, "the sort of doctor's wife who went along on night calls in the grinding earlier years so that much more time might be had together," as one friend described Dr. Hargis' helpmate. Ten years after the clinic came the establishment of Hargis Hospital as the Doctor's skill and service and reputation grew, and

WHEREAS, With his busy practice Dr. Hargis also found time for research, publishing numerous articles in leading medical journals. A Fellow in the American College of Surgeons since 1935, Dr. Hargis also was a member of Sigma Xi, American Association for the Advancement of Science, the Southeastern Surgical Conference, Alabama Academy of Science, as well as county and state medical societies and the American Medical Association, and

WHEREAS, While Dr. Hargis' professional career reflected his concern for fellow man, there abound other evidences of this concern which he shared with Mrs. Hargis. Auburn University shall always remember the endowment of the two Hargis Professorships. Dr. Hargis in his interest in education assisted many young medical students sending three students through college and the Mayo Graduate School of Medicine. All are outstanding physicians and surgeons serving the people of Alabama. To try to enumerate his acts of kindness and generosity will be like trying to count his many friends, both are many and legion, and

WHEREAS, One of his few hobbies was to have his many friends gather at his wooded retreat, one mile East of U. S. highway 280 approximately 20 miles South of Birmingham, known as Daffodil Hills for Easter Sunrise Services. He enjoyed having his friends fish in the beautiful lake or visit with him and Mrs. Hargis at his rustic lodge furnished with many antiques, and

WHEREAS, After Dr. Hargis' retirement, he continued to give thought to how he could continue service to mankind and what he could do to assure that this service would continue after his death. He conceived the idea that his beloved retreat would be an ideal place to establish a Christian retreat for use by schools, churches and other groups for the teaching of religious education and for general recreation. His dream was to establish a lodge for recreation with sleeping and dining facilities. He found Dr. Thomas M. Giltner, the minister of the First Christian Church of Birmingham, Alabama the ideal individual to help make this dream come true. With much planning, work, and leadership Dr. Giltner began the construction of the Hargis Christian Retreat. Before his death in 1966, Dr. Hargis witnessed the completion of a beautiful lodge facing the Hargis lake, with sleeping and dining facilities for one hundred people. He also saw a study room and a beautiful swimming pool in use by many groups and individuals. After his death there was completed a beautiful non-denominational chapel with a seating capacity

of three hundred fifty people fully furnished. The major portion of the cost of these facilities was by the gifts of Dr. and Mrs. Hargis. The other cost was borne by the generosity of other friends and the First Christian Church of Birmingham, Alabama, to whom the property was deeded and who now operate it. Through the generosity of Dr. and Mrs. Hargis and the able management of Dr. Thomas M. Giltner, Alabama can now boast of one of the most beautiful retreats in the South for Christian worship, education and recreation. It is open for public inspection, and

WHEREAS, On December 16, 1965, THE DEGREE OF DOCTOR OF SCIENCE, HONORIS CAUSA was conferred on Dr. Hargis by Auburn University which reads as follows:

"Upon Estes H. Hargis, physician, surgeon, philanthropist, and illustrious member of the Class of 1917; who after leaving Auburn distinguished himself as a graduate scholar at the Universities of Pennsylvania and Minnesota, as Post-doctoral Fellow at Mayo Clinic, and who ably thereafter demonstrated his capacity for medical research through scholarly publication in scientific journals; who with great skill, vigor, and integrity has followed the high calling of his profession for over three decades of service to patients of Alabama and beyond; who in the midst of an active professional life has sustained an abiding interest in young people and their education; who has forcefully demonstrated his particular concern for the problems of higher education in Alabama; and who has permanently affected the character of his Alma Mater and its mission of teaching and research through his strong conviction that in a scientific age the humanities must maintain their traditional position as the great foundation of all university study.

By the virtue of the authority vested in me by the Board of Trustees of Auburn University, I do now confer the DEGREE DOCTOR OF SCIENCE, HONORIS CAUSA together with all the rights, privileges, and obligations thereunto pertaining" Harry M. Philpott, President, and

NOW THEREFORE, BE IT RESOLVED BY the Legislature of Alabama, both Houses thereof concurring, that the members of this body express their deepest regret upon the death of Dr. Estes Henry Hargis and pay respect and tribute to the outstanding examples set by him during his life, and

BE IT FURTHER RESOLVED that a copy of this Resolution be sent to his widow, Mrs. Florence Parker Hargis of Birmingham, Alabama.

On motion of Mr. Vacca, the Rules were suspended and the Resolution was adopted by the Senate.

Messrs. McDermott and Engel offered the following Senate Joint Resolution, to-wit:

S. J. R. 107. BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING:

1. That there shall be established an ad hoc committee composed of one representative of each of the following agencies or organizations: Bureau of Environmental Health of the State Department of Public Health, Game and Fish Division of the State Department of Conservation, Seafoods Division of the State Department of Conservation, Weights and Measures Division of the State Department of Agriculture, State Pesticide Policy Committee, Transportation Association (Trucking), Banking Association, Cold Storage Warehouse Association, Retail Grocers Association, Restaurant Association, Alabama Wildlife Federation, Alabama Fisheries Association, and the Mobile County Health Officer. Each of the representatives of said agencies and organizations shall be selected

by the agency or organization which they shall represent. The committee shall elect a chairman and a vice-chairman from among their number and shall meet on the call of the president of the Alabama Fisheries Association.

The committee is hereby authorized

(a) To study quality control of fishery products in the state of Alabama.

(b) To study the feasibility of an "Alabama Quality Improvement Commission for Fishery Products" which would be recognized by the United States Department of the Interior as adequate to handle quality control without mandatory federal inspection.

2. That the committee shall consult with all state agencies and departments and representatives of organizations and industries related to or allied with the production, processing, and distribution of fishery products, including wholesalers, retailers, brokers, container manufacturers and consumers, in conducting this study, and shall hold such hearings, make such inquiries and examine such witnesses as the committee may deem appropriate or necessary in carrying out their duties.

3. The committee shall report their findings, conclusions and recommendations, in the form of bills or otherwise, for any legislation it deems necessary or appropriate in the matter to the two houses of the Legislature before the 10th legislative day of the next session, regular or special, whereupon the committee shall be discharged.

On motion of Mr. McDermott, the Rules were suspended and the Resolution was adopted by the Senate.

The Rules Committee offered the following Senate Resolution, to-wit:

S. R. 108. RESOLVED BY THE SENATE THAT THE FOLLOWING BILLS SHALL BE THE PARAMOUNT AND CONTINUING ORDER OF BUSINESS FOR THE THIRTY SIXTH LEGISLATIVE DAY ONLY:

BILL NO.	PAGE
H. 262	49
H. 378	44
H. 377	44
H. 520	38
H. 380	54
H. 177	55
H. 618	48
H. 771	80
H. 853	111
H. 854	111
H. 855	111
H. 915	82
H. 978	86
H. 750	85

H. 55	87
H. 122	43
H. 178	48
H. 700	40
H. 157	6
H. 694	46
H. 72	6
H. 483	38
H. 582	87
H. 318	37
H. 633	36
H. 69	112
H. 599	87
H. 578	81

Mr. Bailes offered the following amendment to the Resolution, S. R. 108, to-wit:

AMENDMENT TO S. R. 108

Delete H. B. 599 on Page 87

On motion of Mr. Turner, said amendment was laid on the table.

Yeas 17; Nays 11.

Yeas:

Messrs.:	Gilmore	Lindsey	Oden
Adams	Goodwyn	Lolley	Radney
Clark	Hawkins	McCarley	Stone
Folsom	Jackson	Morrow	Turner
Giles	Leonard		—17

Nays:

Messrs.:	Branyon	Harris	Skidmore
Albea	Dominick	McDermott	Torbert
Bailes	Givhan	Pelham	Vacca
			—11

Mr. Carr offered the following amendment to the Resolution, S. R. 108, to-wit:

AMENDMENT TO RULES COMMITTEE REPORT

Amend S. R. No. 108 for 36th legislative day by adding H. B. 635 on page 112 of the Calendar at the end thereof.

Which was adopted.

Mr. Nabors offered the following amendment to the Resolution, S. R. 108, as amended, to-wit:

AMENDMENT TO S. R. 108, AS AMENDED

Amend Senate Resolution 108 by adding at the end thereof H. B. 51 on Page 2.

Which was adopted.

And said Resolution, S. R. 108, as thus amended, was then adopted by the Senate.

MOTION TO RECONSIDER

Mr. Harris offered the following Motion in Writing, to-wit:

"Having voted with the prevailing side on the vote by which H. B. 263 was indefinitely postponed, I move the reconsideration of the vote by which H. B. 263 was indefinitely postponed."

Which was adopted, and the Senate did reconsider the vote by which the Bill, H. B. 263, was indefinitely postponed.

Mr. Harris then offered the following amendment to the Bill, H. B. 263, to-wit:

AMENDMENT TO H. B. 263

Amend section 1 of H. B. 263 to read as follows:

Section 1. Agents or employees of the department of revenue designated in writing by the commissioner of revenue shall be and are hereby constituted peace officers of the State of Alabama with full and unlimited police power and jurisdiction to enforce the provisions of the revenue laws of this State as they relate and only as they relate to the administration and enforcement of licensing and registration of motor vehicles, gasoline tax and tax on motor fuels or any substitute therefor, and tobacco tax, and they may exercise such power in any county of the State of Alabama.

Which was adopted.

Yeas 30; Nays 0.

Yeas:

Messrs.:	Cooper	Hawkins	Oden	
Adams	Dominick	Jackson	Pelham	
Albea	Engel	Leonard	Pierce	
Bailes	Giles	Lindsey	Radney	
Branyon	Gilmore	McCarley	Skidmore	
Carr	Givhan	McDermott	Stone	
Childs	Goodwyn	Nabors	Torbert	
Clark	Harris	O'Bannon		—30

Nays: —0

And said Bill:

H. 263. To provide that agents or employees of the department of revenue designated in writing by the commissioner of revenue shall be peace officers of the State of Alabama with police power to enforce the provisions of the revenue laws of this State; to provide for an arrest fee of five dollars ($5.00) and the disposition thereof.

as thus amended, was then read a third time at length and passed.

Yeas 29; Nays 0.

Yeas:

Messrs.:	Cooper	Hawkins	O'Bannon	
Adams	Dominick	Jackson	Oden	
Albea	Folsom	Leonard	Pelham	
Bailes	Giles	Lindsey	Radney	
Branyon	Gilmore	McCarley	Skidmore	
Carr	Givhan	McDermott	Stone	
Childs	Goodwyn	Nabors	Torbert	
Clark	Harris			—29

Nays: —0

BILLS ON THIRD READING

The Bill:

H. 378. To amend Section 510 of Title 51, Code of Alabama 1940, Recompiled 1958, which levies a license on horse shows and dog and pony shows, etc.

Was read a third time at length and passed.

Yeas 28; Nays 2.

Yeas:

Messrs.:	Engel	Jackson	Oden	
Adams	Folsom	Leonard	Pelham	
Albea	Giles	Lindsey	Pierce	
Bailes	Givhan	Lolley	Radney	
Childs	Goodwyn	McCarley	Skidmore	
Clark	Harris	McDermott	Stone	
Cooper	Hawkins	O'Bannon	Vacca	
Dominick				—28

Nays: Messrs.: Branyon, Nabors —2

The Bill:

H. 377. To amend Section 486 of Title 51, Code of Alabama 1940, Recompiled 1958, which levies a license on circuses.

Was read a third time at length and passed.

Yeas 26; Nay 1.

Yeas:

Messrs.:	Folsom	Lindsey	Radney	
Adams	Gilmore	Lolley	Skidmore	
Bailes	Givhan	McDermott	Stone	
Childs	Goodwyn	O'Bannon	Torbert	
Cooper	Hawkins	Oden	Turner	
Dominick	Jackson	Pelham	Vacca	
Engel	Leonard	Pierce		—26

Nay: Mr. Nabors —1

The Bill:

H. 520. To amend Title 51, Section 597, Code of Alabama 1940, Recompiled 1958, which provides for a license tax on street fairs or carnivals.

Was read a third time at length and passed.

Yeas 30; Nay 1.

Yeas:

Messrs.:	Folsom	Lindsey	Pierce	
Adams	Gilmore	Lolley	Radney	
Albea	Givhan	McCarley	Skidmore	
Bailes	Goodwyn	McDermott	Stone	
Childs	Harris	Nabors	Torbert	
Cooper	Hawkins	O'Bannon	Turner	
Dominick	Jackson	Oden	Vacca	
Engel	Leonard	Pelham		—30

Nay: Mr. Branyon —1

The Bill:

H. 380. To provide that deer, turkey, and other wild animals may be cleaned and processed at slaughter houses, abattoirs, meat packing and processing plants in this State.

Was read a third time at length and passed.

Yeas 31; Nays 0.

Yeas:

Messrs.:	Engel	Lindsey	Pelham	
Adams	Gilmore	Lolley	Pierce	
Albea	Givhan	McCarley	Radney	
Bailes	Goodwyn	McDermott	Skidmore	
Carr	Harris	Morrow	Stone	
Childs	Hawkins	Nabors	Torbert	
Cooper	Jackson	O'Bannon	Turner	
Dominick	Leonard	Oden	Vacca	
				—31

Nays: —0

FURTHER CONSIDERATION OF S. B. 161

The Senate proceeded to consideration of the House amendment to the Bill:

S. 161. To amend Section 2 of Act No. 391, S. 33, Regular Session 1955 (Acts 1955, p. 926) an act regulating the sale, possession, displaying, offering for sale and use of fireworks in Alabama, so as to declare certain fireworks and pyrotechnics to be contraband and to constitute a nuisance and to authorize and direct their confiscation and destruction.

which said amendment is set out in the Journal of the Senate for the Thirty-Fifth Legislative Day.

The question was on the motion of Mr. Dominick that the Senate concur in the House amendment. Mr. O'Bannon moved as a substitute motion that the Senate non-concur in the House amendment to the Bill, S. B. 161. On motion of Mr. Dominick, the motion to non-concur was laid on the table.

Yeas 23; Nays 6.

Yeas:

Messrs.:	Cooper	Harris	McDermott	
Adams	Dominick	Hawkins	Morrow	
Albea	Engel	Jackson	Nabors	
Bailes	Folsom	Leonard	Radney	
Carr	Giles	Lolley	Skidmore	
Childs	Givhan	McCarley	Vacca	
				—23

Nays:

Messrs.:	Lindsey	Oden	Stone	
Goodwyn	O'Bannon	Pierce		—6

The question again recurred on the motion of Mr. Dominick, which was adopted, and the House amendment to the Bill, S. B. 161, was then concurred in and adopted by the Senate.

Yeas 23; Nays 5.

Yeas:

Messrs.:	Dominick	Hawkins	Morrow	
Adams	Engel	Jackson	Nabors	
Albea	Folsom	Leonard	Pierce	
Bailes	Giles	Lolley	Radney	
Childs	Givhan	McCarley	Skidmore	
Cooper	Harris	McDermott	Vacca	
				—23

Nays:

Messrs.:	Lindsey	Oden	Stone	
Goodwyn	O'Bannon			—5

MOTION IN WRITING

Mr. Giles offered the following Motion in Writing, to-wit:

"I move that the Senate respectfully request Senator Pierce to remove his objection to the immediate consideration of H. B. 223, the prevailing wage bill."

Which was read and referred to the Standing Committee on Rules.

BILLS ON THIRD READING RESUMED

The Bill:

H. 618. To amend Act No. 565, H. B. 626, Regular Session 1955, an act relating to the management of public records and providing for state and county records commissions.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Dominick	Lindsey	Pelham	
Adams	Folsom	Lolley	Pierce	
Albea	Goodwyn	McCarley	Radney	
Bailes	Harris	Morrow	Skidmore	
Carr	Hawkins	Nabors	Stone	
Childs	Jackson	Oden	Torbert	
Cooper	Leonard			—25

Nays: —0

The Bill:

H. 771. To amend Sections 3, 5 and 6 of Act No. 169, General Acts of Alabama 1945, page 285, effective August 22, 1945, as last amended, which sets the rates of the forest products severance tax and provides how the proceeds thereof shall be expended.

was taken up.

Mr. Nabors moved that consideration of the Bill, H. B. 771, be temporarily postponed. On motion of Mr. Carr, the motion to postpone was laid on the table.

Yeas 20; Nays 8.

Yeas:

Messrs.:	Folsom	Leonard	Pierce	
Branyon	Giles	Lindsey	Radney	
Carr	Givhan	Lolley	Skidmore	
Clark	Hawkins	McCarley	Torbert	
Cooper	Jackson	Pelham	Turner	
Engel				—20

Nays:

Messrs.:	Childs	Harris	Nabors	
Albea	Dominick	Morrow	Oden	
Bailes				—8

Mr. Nabors then offered the following amendment to the Bill, H. B. 771, to-wit:

AMENDMENT TO H. B. 771

Amend H. B. 771 by striking out in Section 3.(1.) the words and figures (20¢) per thousand feet and inserting in lieu thereof the four dollars and fifty ($4.50) per thousand feet.

On motion of Mr. Carr, said amendment was laid on the table.

And said Bill, H. B. 771, was then read a third time at length and passed.

Yeas 29; Nays 2.

Yeas:

Messrs.:	Engel	Lolley	Pelham	
Adams	Folsom	McCarley	Radney	
Albea	Giles	McDermott	Skidmore	
Bailes	Givhan	Morrow	Stone	
Carr	Hawkins	Nabors	Torbert	
Childs	Jackson	O'Bannon	Turner	
Clark	Leonard	Oden	Vacca	
Cooper	Lindsey			—29

Nays: Messrs.: Dominick, Harris —2

The Bill:

H. 853. Providing for Highway Beautification and Scenic Enhancement.

Was read a third time at length and passed.

Yeas 23; Nays 2.

Yeas:

Messrs.:	Engel	Jackson	Nabors
Albea	Folsom	Leonard	Pelham
Branyon	Giles	Lolley	Pierce
Carr	Givhan	McCarley	Skidmore
Childs	Harris	McDermott	Stone
Cooper	Hawkins	Morrow	Torbert

—23

Nays: Messrs.: Goodwyn, Radney —2

The Bill:

H. 854. An Act providing for the regulation of junkyards along the interstate and primary systems; restricting locations; licensing; screening; acquisition; penalties.

was taken up.

The Standing Committee on Public Roads and Highways reported the following amendment to the Bill, H. B. 854, to-wit:

AMENDMENT TO H. B. 854

Amend Section 2 of House Bill 854 by adding an additional sentence at the end of the first sentence of said Section 2, "To promote the conservation of our natural mineral resources by encouraging the re-cycling of the reusable scrap iron and metals."

Also amend Section 3 of House Bill 854 by adding Paragraph (7) which shall read as follows:

(7) The term "scrap processor" shall mean any person, firm or corporation engaged only in the business of buying scrap iron and metals, including, but not limited to, old automobiles, for the specific purpose of processing into raw material for remelting purposes only, and whose principal product is ferrous and nonferrous scrap for shipment to steel mills, foundries, smelters and refineries, and maintaining an established place of business in this State and having facilities and machinery designed for such processing.

Also amend Section 9 of said House Bill 854 by deleting the second paragraph of said Section 9 and substituting therefor the following:

When the Director determines that it is in the best interest of the State, he may acquire such lands upon payment of just compensation to the owners, or interest in said lands, as may be necessary to provide adequate screening of such junkyards.

Which was adopted.

Yeas 25; Nay 1.

Yeas:

Messrs.:	Engel	McCarley	Pierce
Albea	Folsom	McDermott	Radney
Bailes	Giles	Morrow	Skidmore
Branyon	Givhan	Nabors	Stone
Carr	Hawkins	O'Bannon	Torbert
Childs	Jackson	Pelham	Turner
Cooper	Lolley		

—25

Nay: Mr. Goodwyn —1

And said Bill, H. B. 854, as thus amended, was then read a third time at length and passed.

Yeas 22; Nays 0.

Yeas:

Messrs.:	Folsom	Lolley	Pierce	
Albea	Giles	McCarley	Radney	
Bailes	Givhan	McDermott	Skidmore	
Carr	Harris	Nabors	Stone	
Childs	Hawkins	O'Bannon	Torbert	
Cooper	Jackson	Pelham		—22

Nays: —0

The Bill:

H. 855. To amend Act No. 65 approved September 30, 1965, an act authorizing the director of the highway department to issue special permits for movement of certain oversize vehicles on public highways (Acts 1965, Second Special Session, p. 90).

Was read a third time at length and passed.

Yeas 24; Nays 2.

Yeas:

Messrs.:	Dominick	McCarley	Radney	
Adams	Giles	McDermott	Skidmore	
Albea	Givhan	Morrow	Stone	
Bailes	Harris	Nabors	Torbert	
Carr	Leonard	O'Bannon	Turner	
Childs	Lolley	Pelham	Vacca	
Cooper				—24

Nays: Messrs.: Folsom, Hawkins —2

The Bill:

H. 355. To amend Sections 1, 3, 4, 5, 7, 8, 9, 10, 11, 13, 16 and 19 of Act No. 107 enacted at the First Special Session of 1965 of the Legislature of Alabama, as heretofore amended, so as to make more adequate and specific provision for the acquisition, construction, improvement, operation and financing, by public corporations heretofore and hereafter organized under said act, of sanitary sewer systems, so as to make more specific provision for the amendment of certificates of incorporation of such public corporations, and so as to authorize the employment, by such public corporations, of officers, employees and agents without regard to any provisions of Act No. 217 (1967 Special Session) that might otherwise be applicable.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Cooper	Jackson	Pierce	
Adams	Engel	Leonard	Radney	
Albea	Folsom	Lindsey	Stone	
Bailes	Giles	Lolley	Torbert	
Carr	Givhan	McDermott	Turner	
Childs	Harris	Oden	Vacca	
Clark	Hawkins			—25

Nays: —0

The Bill:

H. 354. To amend Act No. 46 adopted at the 1949 Regular Session of the Legislature of Alabama, which provides for the incorporation in any county in this state of a public corporation for hospital purposes and specifies the powers of, and makes other provisions regarding such public corporations, so as to provide that more than one such corporation may be organized in the same county and so as to provide that the certificate of incorporation of any such corporation may limit the area in which the said corporation is to exercise its corporate functions to a portion only of the county in which it is organized.

Was read a third time at length and passed.

Yeas 27; Nays 0.

Yeas:

Messrs.:	Cooper	Hawkins	Oden
Adams	Dominick	Jackson	Pierce
Albea	Engel	Leonard	Radney
Bailes	Folsom	Lindsey	Stone
Carr	Giles	Lolley	Torbert
Childs	Givhan	McDermott	Turner
Clark	Harris	Morrow	Vacca

—27

Nays: —0

The Bill:

H. 353. To amend Act No. 640 adopted at the 1949 Regular Session of the Legislature of Alabama, which relates to the designation of a public corporation as the agency of a county for public hospital purposes, the use of the proceeds from county ad valorem taxes voted for public hospital purposes under any constitutional amendment, and the securities of such a public corporation and related matters, so as to provide that a county may designate such a public corporation as its agency for public hospital purposes in a portion only of the county and so as to provide that any pledge by such a public corporation for the benefit of its securities may be made of all or such portion of the proceeds of the said tax as may be lawfully pledged without violating any provision of the constitution.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Dominick	Leonard	Pierce
Adams	Engel	Lolley	Radney
Albea	Folsom	McDermott	Stone
Bailes	Giles	Morrow	Torbert
Carr	Harris	Nabors	Turner
Childs	Hawkins	Oden	Vacca
Cooper	Jackson		

—25

Nays: —0

The Bill:

H. 113. To make it unlawful to entice children for immoral purposes or for the purpose of committing assaults; and prescribing penalties for violations of the Act.

Was read a third time at length and passed.

Yeas 28; Nays 0.

Yeas:

Messrs.:	Engel	Leonard	Pelham	
Adams	Folsom	Lindsey	Pierce	
Albea	Gilmore	Lolley	Radney	
Bailes	Givhan	McDermott	Skidmore	
Branyon	Harris	Morrow	Stone	
Carr	Hawkins	Nabors	Turner	
Childs	Jackson	Oden	Vacca	
Dominick				—28

Nays: —0

The Bill:

H. 115. To amend Act No. 397, S. 279, Regular Session 1955 (Acts 1955, p. 932), an act defining the crime of indecent molestation of children and fixing the punishment therefor.

Was read a third time at length and passed.

Yeas 30; Nays 0.

Yeas:

Messrs.:	Cooper	Jackson	Pelham	
Adams	Dominick	Leonard	Pierce	
Albea	Folsom	Lindsey	Radney	
Bailes	Gilmore	Lolley	Skidmore	
Branyon	Givhan	McDermott	Stone	
Carr	Goodwyn	Morrow	Turner	
Childs	Harris	Nabors	Vacca	
Clark	Hawkins	Oden		—30

Nays: —0

The Bill:

H. 915. To amend further Code of Alabama 1940, Title 28, Section 321, which relates to the state insurance fund; providing for purchase of reinsurance by the director of finance and collection of agents' commissions thereon.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Dominick	Lindsey	Pierce	
Albea	Folsom	Lolley	Radney	
Bailes	Giles	McDermott	Skidmore	
Branyon	Gilmore	Morrow	Stone	
Carr	Givhan	Oden	Turner	
Childs	Harris	Pelham	Vacca	
Cooper	Leonard			—25

Nays: —0

The Bill:

H. 978. To authorize, regulate and provide for the payment by the State of Alabama of compensation to the surviving dependents of any

Alabama national guardsman who is killed or whose death results from an injury received while he is engaged in the performance of his duties in quelling riots, routs, or civil disturbances; to designate the state board of adjustment as the state agency or awarding authority to hear, determine and order the payment of claims for compensation hereunder; to make an appropriation for payment of awards.

Was read a third time at length and passed.

Yeas 27; Nays 0.

Yeas:

Messrs.:	Cooper	Hawkins	Nabors
Adams	Dominick	Jackson	Pierce
Albea	Folsom	Leonard	Radney
Bailes	Giles	Lindsey	Skidmore
Branyon	Gilmore	Lolley	Stone
Carr	Givhan	McDermott	Turner
Childs	Harris	Morrow	Vacca

—27

Nays: —0

The Bill:

H. 750. To amend Section 1 of Act No. 833, S. 128, Regular Session 1965, an Act relating to a health insurance plan for employees of the State of Alabama.

Was read a third time at length and passed.

Yeas 28; Nays 0.

Yeas:

Messrs.:	Dominick	Jackson	Pelham
Adams	Folsom	Leonard	Pierce
Albea	Gilmore	Lindsey	Radney
Bailes	Givhan	Lolley	Skidmore
Branyon	Goodwyn	McDermott	Stone
Carr	Harris	Morrow	Turner
Childs	Hawkins	Nabors	Vacca
Cooper			

—28

Nays: —0

MESSAGE FROM THE HOUSE

Mr. President:

The Speaker of the House having signed the following House Bills, your signature thereto is requested:

H. 34. To make an appropriation for the support of the Council of State Governments.

Also:

H. 27. To make an appropriation to the Governor's Office for the purpose of paying contribution to the National Governors' Conference.

Also:

H. 28. To provide for cooperation by the State of Alabama with other Southern States in nuclear development of the South, and making an appropriation for that purpose.

Also:

H. 30. To make an appropriation for the support of the Commission on Mental Illness of the Southern Regional Education Board.

Also:

H. 267. To amend Section 1 of Act No. 223 of the Special Session of 1967, approved May 10, 1967, which amends Section 692, among other sections of the motor vehicle license laws, Title 51, Code of Alabama 1940.

Also:

H. 209. To amend Code of Alabama 1940, Title 29, Section 1, in relation to definitions of terms used in the ABC Act.

Also:

H. 298. To amend Code of Alabama 1940, Title 30, Section 97, in relation to the lodging of jurors when the jury is kept together.

Also:

H. 139. To amend Act No. 390, H. B. 484, approved September 4, 1957, an act giving the circuit court in equity the power to divorce persons from the bonds of matrimony in favor of either party where there has been a final decree of divorce from bed and board or of separate maintenance (Acts 1957, v. 1, p. 532).

Also:

H. 29. To make appropriations for the support and maintenance of the Walker County Junior College, located at Jasper, in Walker County.

Also:

H. 33. To make appropriations for the support and maintenance of the Lyman Ward Military Academy.

Also:

H. 32. To make appropriations for support and maintenance of the Marion Institute, located in Perry County.

Also:

H. 558. To authorize the sale and issuance of not exceeding $15,000,000 principal amount of general obligation bonds of the State of Alabama for the purpose of acquiring, constructing, equipping and improving mental health facilities, including mental health centers, hospitals for the mentally ill, and facilities for treatment and care of the mentally retarded, to pledge the full faith and credit of the state for payment of the principal of and interest on said bonds; to appropriate and pledge, as additional security therefor, that portion of an additional privilege and license tax on the sale, storage, use, consumption, or delivery of cigarettes, levied by the act introduced as House Bill No. 556 at the 1967 Regular Session of the Legislature of Alabama, that was appropriated in the said act to the purpose of acquiring and constructing mental health facilities; to create a bond commission with authority to specify the details of and to make provisions for the sale of and to sell said bonds; and to make provision for the terms, execution, and issuance of said bonds and the use of the proceeds thereof.

Also:

H. 559. To provide for the organization of a public corporation in the state to be known as Alabama Mental Health Building Authority; to designate the officers and members of the board of directors of the Authority; to prescribe the powers of the Authority, including the power to provide for the acquisition, construction, and improvement of mental health facilities, consisting of mental health centers and facilities for the treatment and care of the mentally ill and the mentally retarded, and to finance such construction by the issuance of its bonds; to provide that such bonds and the income therefrom shall be exempt from taxation, and that such bonds may be used to secure deposits of funds of the state and its instrumentalities and agencies and for investment of trust funds, and shall not create an obligation or debt of the state; to provide that all bonds issued by the Authority may thereafter be refunded by the issuance of refunding bonds; to provide for the disposition of the proceeds of the sale of the bonds of the Authority; to make an appropriation and pledge of funds from the special tax levied by the act adopted at the 1967 Regular Session of the Legislature of Alabama that was introduced as House Bill No. 556 at said session, to the extent necessary to pay the principal of and the interest on bonds of the Authority as such principal and interest mature; to authorize the Authority to pledge such funds for payment of the principal of and interest on its bonds; to provide that such principal and interest shall be payable solely from such funds, but that the said bonds will nevertheless constitute negotiable instruments; to provide that the State Treasurer shall be custodian of the funds of the Authority; and to provide for the dissolution of the Authority.

JOHN W. PEMBERTON,
Clerk.

SIGNING OF BILLS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the foregoing bills; the titles of which are set out in the foregoing message from the House.

MESSAGE FROM THE HOUSE

Mr. President:

The Speaker of the House having signed the following House Joint Resolutions, your signature thereto is requested.

H. J. R. 84. Commending Representative Clara Stone Collins upon her election as Vice President of the National Order of Women Legislators.

Also:

H. J. R. 85. Designating "The William Bartley Crawley Road".

Also:

H. J. R. 63. Expressing regret upon the death of Miss Clara Varner of Tuscaloosa.

Also:

H. J. R. 64. Congratulating The Honorable Luther Davis, Sr. upon his retirement from many years of service to the City of Tuscaloosa.

Also:

H. J. R. 65. Saluting The Honorable Louis J. Compton upon his retirement as Recorder of the City of Auburn.

Also:

H. J. R. 82. Commending Admiral Thomas Hinman Moorer upon his nomination to the position of Chief of Naval Operations.

Also:

H. J. R. 94. Congratulating the American Legion, Department of Alabama, upon its fiftieth anniversary.

Also:

H. J. R. 97. Commending the Alabama Jaycees for promoting The Religion in American Life Program.

Also:

H. J. R. 99. Expressing appreciation to Judge W. C. Warren of Tuscaloosa for his dedicated and outstanding service to humanity, justice and the legal profession.

Also:

H. J. R. 71. Commending Miss Cathy Jane Johnson upon her election as president of Girls Nation.

Also:

H. J. R. 70. Congratulating Mr. Elton Leon Kennamer, Jr., of Guntersville, Alabama, upon his obtaining the degree of Master of Photography.

Also:

H. J. R. 78. Mourning the death of Mr. Lucian P. Burns, distinguished citizen of Selma.

Also:

H. J. R. 67. Congratulating Miss Sylvia Hitchcock upon being acclaimed Miss Universe 1967 and extending a cordial invitation to visit the Legislature.

Also:

H. J. R. 80. Congratulating the Adams family upon the 100th year of the continuous publication of The Southern Star.

Also:

H. J. R. 93. Relative to naming Senate Bills 484 and 485.

Also:

H. J. R. 90. Designating the George C. Wallace Hall at Alabama Institute of Aviation Technology at Ozark.

Also:

H. J. R. 91. Designating the James Douglas Brown, Sr., building at the Alabama Institute of Aviation Technology at Ozark.

Also:

H. J. R. 89. Expressing appreciation to Miss Mittie Miller.

Also:

H. J. R. 87. Expressing appreciation and gratitude to The Honorable Ernest Rankin Fite, Speaker of the House of Representatives.

Also:

H. J. R. 83. Relative to the admission of the State of Florida into the Tennessee-Tombigbee Waterway Development Compact.

JOHN W. PEMBERTON,
Clerk.

SIGNING OF HOUSE JOINT RESOLUTIONS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the foregoing House Joint Resolutions; the titles of which are set out in the foregoing message from the House.

MESSAGE FROM THE HOUSE

Mr. President:

The Speaker of the House having signed the following House Bills, your signature thereto is requested:

H. 297. Proposing an amendment to the Constitution of Alabama authorizing each county and municipality of the State to levy and collect additional property taxes for library purposes.

Also:

H. 557. To propose and provide for the submission of an amendment to the Constitution of Alabama authorizing the issuance of not exceeding $15,000,000 principal amount of General Obligation Bonds of the State of Alabama for the acquisition, construction, equipment and improvement of mental health facilities, including mental health centers, hospitals for the mentally ill, and facilities for treatment and care of the mentally retarded.

JOHN W. PEMBERTON,
Clerk.

SIGNING OF BILLS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the foregoing bills; the titles of which are set out in the foregoing message from the House.

MESSAGE FROM THE HOUSE

Mr. President:

The Speaker of the House having signed the following House Bills, your signature thereto is requested:

H. 556. To levy an additional privilege and license tax on the sale, storage, use, consumption, or delivery of cigarettes within this state; providing for the collection and enforcement of such taxes; and providing for the use of the proceeds thereof.

Also:

H. 397. To make a conditional appropriation for the support and maintenance of Marion Institute, located in Perry County.

Also:

H. 398. To make a conditional appropriation for the support and maintenance of the Walker County Junior College, located at Jasper, in Walker County.

Also:

H. 399. To make a conditional appropriation for the support and maintenance of Lyman Ward Military Academy, located at Camp Hill, Alabama.

Also:

H. 507. To levy an additional privilege and license tax on the sale, storage, use, consumption, or delivery of cigarettes within this state; providing for the collection and enforcement of such taxes; and providing for the use of the proceeds.

Also:

H. 1001. To authorize the Alabama public school and college authority, a public corporation, to issue and sell additional bonds in the principal amount of $5,000,000 for the purpose of constructing, equipping, establishing, creating, supporting and maintaining a four-year college at Montgomery under the supervision and control of the board of trustees of Auburn University.

Also:

H. 591. To provide for the public health; to permit counties and municipalities to form regional, nonprofit, public corporations; to authorize such corporations to implement programs and to construct, maintain, equip, and operate facilities; to provide that such programs and facilities be used in accordance with standards and criteria established by the State Board of Health and the Alabama Mental Health Board so as to combat any or all forms of mental or emotional illness or debility, including, but not limited to, alcoholism, drug addiction, epilepsy, and mental retardation; to provide for the powers, authorities, and duties of such corporations; to authorize the said corporations to enter into contracts with any agency for the purpose of carrying into effect the above; to authorize local governing bodies to appropriate monies for the support of such facilities and programs; and to repeal any existing law which is in conflict with the provisions of this Act.

Also:

H. 345. To provide that all former governors of the State of Alabama upon reaching the age of sixty years shall be entitled to a retirement of $750 per month to be paid at the end of each month out of the general fund of the State of Alabama.

Also:

H. 508. To propose an amendment to the Constitution of Alabama to authorize the State to become indebted and issue its general obligation bonds in a principal amount not exceeding $43,000,000 for the purpose of acquiring, providing, constructing, developing and equipping state parks and park facilities.

JOHN W. PEMBERTON,
Clerk.

SIGNING OF BILLS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the foregoing bills; the titles of which are set out in the foregoing message from the House.

MESSAGE FROM THE HOUSE

Mr. President:

The Speaker of the House having signed the following House Joint Resolutions, your signature thereto is requested.

H. J. R. 103. Relative to naming House Bills 507 and 508.

Also:

H. J. R. 108. Expressing appreciation to The Reverend Winsor Howell Swearingen for his outstanding service in the rehabilitation of prisoners.

Also:

H. J. R. 104. Expressing appreciation to Mr. A. E. Houk for his loyal and dedicated service to the State of Alabama.

Also:

H. J. R. 107. Expressing regret upon the death of Mrs. Willie Gertrude Kilgore, mother of Representative Hubert Kilgore.

JOHN W. PEMBERTON,
Clerk.

SIGNING OF HOUSE JOINT RESOLUTIONS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the foregoing House Joint Resolutions; the titles of which are set out in the foregoing message from the House.

MESSAGE FROM THE HOUSE

Mr. President:

The Speaker of the House having signed the following House Bill, your signature thereto is requested:

H. 959. To provide for payment of license taxes and registration fees on private passenger automobiles on a quarterly declining basis.

JOHN W. PEMBERTON,
Clerk.

SIGNING OF BILLS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after its title had been publicly read at length by the Secretary of the Senate, signed the foregoing bill; the title of which is set out in the foregoing message from the House.

MESSAGE FROM THE HOUSE

Mr. President:

The Speaker of the House having signed the following House Bill, your signature thereto is requested:

H. 437. Relating to contractors bidding on highway work submitting a certified check or bid bond with their bid as proposal guaranty.

JOHN W. PEMBERTON,
Clerk.

SIGNING OF BILLS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after its title had been publicly read at length by the Secretary of the Senate, signed the foregoing bill; the title of which is set out in the foregoing message from the House.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Report of the Committee on Conference on the disagreement of the two Houses, on the Senate Amendment to the bill, H. 24. Said report of said Conference Committee being in words and figures as follows:

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL 24

We, the committee of conference appointed to reconcile the differences between the two houses concerning the bill, H. B. 24, have met and considered the matter referred and beg leave to report as follows:

We recommend that the following substitute for the bill be adopted by both houses and that the bill as amended by the substitute be passed.

CONFEREES ON THE PART OF THE HOUSE
Charles (Pete) Mathews
Hugh D. Merrill
Coy Smith

CONFEREES ON THE PART OF THE SENATE
Alton L. Turner
Jack Giles
Eddie H. Gilmore

CONFERENCE COMMITTEE

SUBSTITUTE FOR H. B. 24

A BILL
TO BE ENTITLED
AN ACT

To make annual appropriations for the support, maintenance, and development of public education in Alabama for each of the fiscal years ending September 30, 1968 and September 30, 1969, including all schools, agencies, services and institutions under the general or direct control or

subject to the rules and regulations of the State Board of Education, the Board of Trustees of Alabama College, the Board of Trustees of Auburn University, the Board of Trustees of the University of Alabama, the Board of Trustees of the University of South Alabama, the Board of Trustees of the Alabama Institute for Deaf and Blind, the Board of Trustees of the Alabama Boys Industrial School, the Board of Trustees of the Alabama Industrial School for Negroes, the Board of Trustees of the State Training School for Girls, the Alabama Educational Television Commission, the Teachers' Retirement System, the Alabama Trade School and Junior College Authority and County or City Boards of Education.

Be It Enacted by the Legislature of Alabama:

Section 1. That for the purpose of this Act, the following classifications, definitions and restrictions shall be applicable: (a) "salary" and "other salaries", wherever appearing herein, shall mean the wages or other compensation for skill, work or employment for anyone performing services for the State of Alabama as an employee, officer or official, and shall be expended only for such purposes; (b) "other expenses" shall mean the operating costs of agencies, departments, boards, bureaus and institutions of the State, other than salaries and equipment purchases and shall be expended only for operating costs incident to the normal operations of such agencies, departments, boards, bureaus and institutions, including supplies and materials, postage, telephone, telegraph, express, travel expense, motor vehicle operations, lights, water, power, insurance and bonding, printing and binding, repairs, rental and items of general expense not defined as "equipment purchases", and the money appropriated therefor shall be expended only for such purposes; (c) "equipment purchases" shall mean those items of office equipment, motor vehicle equipment and other equipment which have an appreciable and calcuable period of usefulness in excess of one year, and the money appropriated therefor shall be expended only for such purposes, and the total amounts herein appropriated therefor shall not be increased by the expenditure of any revenue derived from the sale, trade-in or exchange of any items of personal property.

Section 2. The appropriations provided for in this Act shall be paid from funds in the State Treasury to the credit of the Alabama Special Educational Trust Fund and are hereby made for the support of public education in Alabama for each of the two fiscal years ending September 30, 1968 and September 30, 1969, respectively; and except as may be otherwise expressly provided, the appropriations herein made in Section 3 to 45, inclusive, shall be subject to the provisions, terms, conditions and limitations of the Budget and Financial Control Act (Article 3, Chapter 4, Title 55 of the Code of Alabama 1940) and shall be in the amounts specified in said sections.

Section 3. DEPARTMENT OF EDUCATION:

A. For the Department of Education:

For the fiscal year ending September 30, 1968:		
For the salary of the State Superintendent	15,000.00	
For other salaries	425,000.00	
For other expenses	98,250.00	
For rental expense	81,715.20	
For equipment purchases	2,000.00	
For transfer to State Personnel Department	10,870.00	
Total		632,835.20

	For the fiscal year ending September 30, 1969:		
	For the salary of the State Superintendent	15,000.00	
	For other salaries	445,000.00	
	For other expenses	98,250.00	
	For rental expense	81,715.20	
	For equipment purchases	2,000.00	
	For transfer to State Personnel Department	11,292.00	
	Total		653,257.20
B.	To the Department of Education for Plans and Surveys:		
	For the fiscal year ending September 30, 1968:		
	For salaries	24,500.00	
	For other expenses	3,880.00	
	Total		28,380.00
	For the fiscal year ending September 30, 1969:		
	For salaries	25,725.00	
	For other expenses	3,880.00	
	Total		29,605.00
C.	National Defense Education Program		127,250.00
	(The above appropriation to be expended for Title III, Title V, and Title X Programs exclusively.)		
D.	Civil Defense Survival Plan:		
	For salaries and other expenses only, in the operation of the Civil Defense Survival Plan.		
	For the fiscal year ending September 30, 1968		8,625.00
	For the fiscal year ending September 30, 1969		9,037.50
E.	Coordination of In-School Television Program:		
	For the fiscal year ending September 30, 1968:		
	For salaries	15,730.00	
	For other expenses	5,880.00	
	For equipment purchases	1,000.00	
	Total		22,610.00
	For the fiscal year ending September 30, 1969:		
	For salaries	16,517.00	
	For other expenses	5,880.00	
	For equipment purchases	1,000.00	
	Total		23,397.00
F.	For Adult Basic Education:		
	To be used to match Federal funds for a removal of illiteracy program		100,000.00
G.	For matching federal funds available under the provisions of the Manpower Development Training Act		100,000.00

Section 4. STATE BOARD OF EDUCATION:

A.	Agricultural and Mechanical Institute at Normal, Alabama:		
	For the operation and maintenance of the Institute		2,008,113.00
	For capital outlay purposes for the fiscal year ending September 30, 1969 only		540,000.00
B.	Alabama State College:		
	For the operation and maintenance of the College at Montgomery		2,029,185.00
	For capital outlay purposes for the fiscal year ending September 30, 1968 only		750,000.00
C.	State Mental Health Department:		
	For salaries, other expenses and equipment purchases necessary to operate schools at Alabama State Hospitals		25,000.00
D.	Civilian Rehabilitation:		
	For the rehabilitation of handicapped individuals	1,268,434.00	
	For rental expenses	7,000.00	
	For Governor's Committee on Employment of Handicapped	10,000.00	
	Total		1,285,434.00
	(No administrative costs, except rental expense, included herein.)		
E.	Elementary Teachers Scholarship Account		25,000.00
F.	Free Textbooks:		
	For the fiscal year ending September 30, 1968:		
	For salaries	27,000.00	
	For other expenses	25,000.00	
	For equipment purchases	500.00	
	For disbursements to Local Boards	60,000.00	
	For the purchase of free textbooks	1,000,000.00	
	Total		1,112,500.00
	For the fiscal year ending September 30, 1969:		
	For salaries	28,500.00	
	For other expenses	25,000.00	
	For disbursements to Local Boards	25,000.00	
	For the purchase of free textbooks	1,000,000.00	
	Total		1,078,500.00
G.	Junior College Equalization Account:		
	For the operation and maintenance of the Junior Colleges listed below, to be distributed on a formula adopted by the State Board of Education		6,747,403.00
	(The above appropriation is to be distributed to the following Junior Colleges: (1) Alexander City; (2) Enterprise; (3) Gadsden State; (4) George C. Wallace; (5) Jefferson Davis; (6) Jefferson State; (7) John C. Calhoun; (8) Mobile; (9) Northeast		

Alabama; (10) Northwest Alabama; (11) Patrick Henry; (12) Southern Union College; (13) Wenonah; (14) William Lowndes Yancey or any other State owned Junior College.)

H. Minimum Program Fund:

In addition to all other funds appropriated for the public elementary and high schools of the State, there is hereby appropriated to the State Board of Education the sum of $166,111,539.00 to be known as the Minimum Program Fund, which in accordance with the statutes and regulations of the State Board of Education relating to the expenditure of such fund, shall be used for providing a minimum term and for the equalization of educational opportunity in the public schools of the State; provided that so much thereof as may be necessary of the above appropriations for each year shall be used by the State Board of Education to provide for additional teacher units for each school system in the State which on the basis of current school attendance shall be entitled to additional teacher units over the number allowed based on the year immediately preceding said current year; provided further, that in no case shall a term of less than nine months in tax districts be approved, except that the State Board of Education, upon the recommendation of the State Superintendent of Education, shall be authorized to make full allotments of funds to any school system for the time actually taught, if in the judgment of the State Superintendent of Education and the State Board of Education unusual conditions beyond the control of the local Board of Education in any school are such as to prevent the operation of that school for the required nine months minimum term; provided further, that the amount herein appropriated for the Minimum Program Fund shall include all moneys earmarked for public school teachers' salaries as provided in the Income Tax Amendment ratified on the 26th day of August, 1947. The Minimum Program Fund shall also include any other appropriations of funds, either State or Federal, which may be designated by the Legislature as a part of the Minimum Program Fund.

I. Minimum Program Account:

Trainable Retarded Children:

For the fiscal year ending September 30, 1968:		
For salaries	27,750.00	
For other expenses	5,000.00	
For distribution to Local Boards	273,710.00	
Total		306,460.00
For the fiscal year ending September 30, 1969:		
For salaries	29,140.00	
For other expenses	5,000.00	
For distribution to Local Boards	273,710.00	
Total		307,850.00

The appropriation hereinabove made for salaries and other expenses shall be expended by the State Board of Education for the cost incurred by the State Department of Education in the administration of this program. The appropriation hereinabove made for disbursement to local boards shall be used for the education and training of trainable retarded children and shall include the operation and maintenance of classrooms, classes, transportation of trainable retarded pupils where justified, and compensation of teachers in accordance with Act No. 67, approved June 27, 1963, in accordance with the regulations of the State Board of Educa-

tion and in accordance with Act No. 249, approved August 16, 1955. Allocations from this appropriation shall be in addition to all other allocations from the Minimum Program Fund for Trainable Retarded Children.

J.	State Mental Health Department:		
	For salaries, other expenses and equipment purchases necessary to operate a school at Partlow State School		193,582.00
K.	Physical Restoration of Crippled Children:		
	Handicapped Individuals	1,088,561.00	
	For rental expenses	3,800.00	
	Total		1,092,361.00
L.	For matching Federal Funds for loans to College and Vocational Students:		
	For the fiscal year ending September 30, 1968		100,000.00
M.	The State Colleges:		
	(a) Florence State College		95,500.00
	(b) Jacksonville State University		95,500.00
	(c) Livingston State College		88,500.00
	(d) Troy State College		88,500.00
N.	Teacher Training Equalization Account		6,181,802.00
	For the teachers training program at the State Colleges at Florence, Jacksonville State University, Livingston, and Troy. To be distributed in accordance with a formula adopted by the State Board of Education.		
O.	Vocational Education:		
	For the fiscal year ending September 30, 1968:		
	For salaries	37,750.00	
	For other expenses	23,963.00	
	For rental expense	7,500.00	
	For equipment purchases	1,000.00	
	Disbursements to Local Boards and Institutions	7,711,068.00	
	Total		7,781,281.00
	For the fiscal year ending September 30, 1969:		
	For salaries	39,640.00	
	For other expenses	23,963.00	
	For rental expense	7,500.00	
	For equipment purchases	1,000.00	
	Disbursements to Local Boards and Institutions	7,711,068.00	
	Total		7,783,171.00
P.	State Vocational Technical School Equalization Account:		
	For the operations and maintenance of the Vocational Technical Schools listed below, to be distributed in accordance with a formula adopted by the State Board of Education		6,910,325.00

The above appropriation is to be distributed to the following Vocational Technical Schools: (1) Alabama Institute of Aviation Technology; (2) Alabama School of Trades; (3) Bessemer; (4) Carver; (5) George C. Wallace, Cullman; (6) George C. Wallace, Napier Field; (7) Chauncey Sparks; (8) Councill Trenholm; (9) Douglas MacArthur; (10) Ed E. Reid; (11) Gadsden; (12) Harry M. Ayers; (13) J. F. Drake; (14) John C. Calhoun; (15) John M. Patterson; (16) Muscle Shoals; (17) N. F. Nunnelley; (18) Northwest Alabama; (19) Opelika; (20) Richmond P. Hobson; (21) Shelton; (22) Southwest; (23) Tuscaloosa; (24) Walker County; (25) Wenonah; (26) William R. King.

Q. J. F. Ingram Vocational Technical School:

For the operation and maintenance of a Vocational Technical School 126,250.00

R. Jacksonville State University:

For the operation of a Nursing School 250,000.00

Section 5. BOARD OF TRUSTEES OF ALABAMA BOYS' INDUSTRIAL SCHOOL:

For the operation and maintenance of the Alabama Boys' Industrial School 434,750.00

Section 6. BOARD OF TRUSTEES OF ALABAMA COLLEGE:

For the operation and maintenance of the College 1,567,006.00

Section 7. ALABAMA EDUCATIONAL TELEVISION COMMISSION:

For the fiscal year ending September 30, 1968:		
For salaries	260,000.00	
For other expenses	319,000.00	
For equipment purchases	60,000.00	
Total		639,000.00
For salaries, other expenses and equipment purchases necessary to the operation of an Educational Television Facility in Montgomery		65,000.00
For the fiscal year ending September 30, 1969:		
For salaries	273,000.00	
For other expenses	319,000.00	
For equipment purchases	60,000.00	
Total		652,000.00
For salaries, other expense and equipment purchases necessary to the operation of an Educational Television Facility in Montgomery		65,000.00

Section 8. BOARD OF TRUSTEES OF ALABAMA INDUSTRIAL SCHOOL FOR NEGROES:

For operation and maintenance of the Alabama Industrial School for Negroes 331,083.00

Section 9. BOARD OF TRUSTEES OF ALABAMA INSTITUTE FOR DEAF AND BLIND:

(a) For operation and maintenance of the school	1,331,357.00
(b) For salaries and expenses incident to instruction of Adult Blind	213,110.00
(c) For operation of the Trade School at the Institute	100,000.00

Section 10. BOARD OF TRUSTEES OF AUBURN UNIVERSITY:

A. The College:

(1) For operation and maintenance	10,178,635.00
(2) Engineering Experiment Station	177,497.00
(3) Television Education	193,007.00

B. Extension Work for Agriculture and Home Economics:

For advising, demonstrating and informing people of Alabama in agricultural, farm and home pursuits, and other extension services	2,516,301.00
For Rural Resources Development Program	181,800.00

The appropriation herein made for the Extension Service shall be expended under the direction of the Board of Trustees of Auburn University through its Extension Service and shall be done in such manner as to make available the maximum amounts of aid from the Federal government.

C. Agriculture Research:

(1) Alabama Agricultural Experiment Station at Auburn, for work and experimentation	1,710,544.00
(2) Co-operative research at the Agricultural and Experimental Substations	642,966.00

That all research work and experimentation contemplated by the spirit and purpose of this sub-section (C) shall be carried out under the supervision of the Director of the Agricultural Experiment Station System and the President of Auburn University, who shall make a complete report to the Board of Trustees of Auburn University for each of the fiscal years ending September 30, 1968 and September 30, 1969.

The funds provided in this sub-section (C) shall be used for the support of researches, experiments, and investigations bearing upon and relating to the production, marketing, manufacturing, use and distribution of agricultural crops and products; for the production, marketing and curing of all kinds of livestock and livestock products that may be sold from or consumed on the farms of Alabama; for the production, culture, and use of pasture plants for the establishment, care, use and management of pastures; for the testing of all kinds of hay, food, and forage crops, including those that may be used for lawns and other sod crop purposes; for the testing of varieties of crops, including soil adaption and improvement; for the testing of fertilizers and fertilizer materials on the various soils and for various crops; for the production, marketing, storage, and curing of fruit, nut and vegetable crops; for the study of plant and animal disease, and insect pests; for researches and experiments dealing with forest production, management and use; for researches dealing with soil erosion and problems arising from the waste of land due to soil erosion, for researches to discover new uses of land; for the provisions of necessary land, buildings, fencing, livestock and other physical equipment needed for the research work herein provided for; for researches in game and fish production; provided, however, that any researches in game and fish production shall be in cooperation with or upon the advice of the Director of Conservation, so that there may

be complete coordination between the work of the Alabama Agricultural Experiment Station and that of the State Department of Conservation; as future changing agricultural conditions may demand, for researches and experiments on other similar important agricultural and economic problems having for their object the development of a more permanent, profitable and diversified agriculture; and for the printing of the necessary bulletins, circulars, etc., in order that the citizens of Alabama may be acquainted with the results of said research.

Section 11. MEDICAL SCHOLARSHIPS BOARD:

For Medical Scholarships at the University of Alabama Medical School. To be expended under the provisions of Act No. 278, 1965, 1st Special Session	135,000.00

Section 12. BOARD OF DENTAL SCHOLARSHIP AWARDS:

For Dental Scholarships at the University of Alabama School of Dentistry or any other dental school accredited by the Council on Dental Education of the American Dental Association. To be expended under the provisions of Act No. 793, 1965 Regular Session	83,000.00

Section 13. BOARD OF CONTROL OF THE TEACHERS' RETIREMENT SYSTEM:

For the fiscal year ending September 30, 1968:	
For the Teachers' Retirement System, Estimated	17,959,400.00
For the fiscal year ending September 30, 1969:	
For the Teachers' Retirement System, Estimated	18,860,300.00

The above appropriations shall be expended in accordance with the statutes and regulations now or hereafter existing relating to the expenditure of such Teachers' Retirement Fund.

Section 14. BOARD OF TRUSTEES OF THE STATE TRAINING SCHOOL FOR GIRLS:

For the operation and maintenance of the State Training School for Girls	244,711.00

Section 15. BOARD OF TRUSTEES OF THE UNIVERSITY OF ALABAMA:

For the fiscal year ending September 30, 1968:

A.	The University:	
(1)	For operation and maintenance of the University	9,752,189.00
(2)	For School of Nursing	285,078.00
(3)	For Tuberculosis Nursing (Education)	46,914.00
(4)	For Research and Extension	725,642.00
(5)	For State Scholarship Program, For students in School of Nursing under the provisions of Act No. 591, Regular Session 1957	13,534.00
(6)	For a loan fund for Student Nurses	5,656.00
(7)	For Huntsville Branch	1,666,123.00
(8)	For the Graduate School of Social Work	208,000.00
(9)	For the purchase of a Confederate flag and the extension of flag pole	195.67
(10)	For College of General Studies, Birmingham	1,145,000.00

B. The University of Alabama Medical Center:

(1) For the Medical College:
For Maintenance and Operation 2,651,966.00

(2) For University Hospital:
For the support of interns, residents, operation of the Hospital School of Nursing and other technical schools and for indigent care 1,299,059.00

(3) For the School of Dentistry:
For Maintenance and Operation 1,526,635.00

(4) For the School of Optometry:
For initial study required toward the establishment of a School of Optometry and for operation and maintenance of such school 50,000.00

For the fiscal year ending September 30, 1969:

A. The University:

(1) For operation and maintenance of the University 9,752,189.00
(2) For School of Nursing 285,078.00
(3) For Tuberculosis Nursing (Education) 46,914.00
(4) For research and extension 725,642.00
(5) For State Scholarship Program,
For students in School of Nursing under the provisions of Act No. 591, Regular Session 1957 13,534.00
(6) For a loan fund for student nurses 5,656.00
(7) For Huntsville Branch 1,666,123.00
(8) For the Graduate School of Social Work 309,000.00
(9) For College of General Studies, Birmingham 1,313,500.00

B. The University of Alabama Medical Center:

(1) For the Medical College:
For Maintenance and Operation 2,651,966.00

(2) For University Hospital:
For the support of interns, residents, operation of the Hospital School of Nursing and other technical schools and for indigent care 1,299,059.00

(3) For the School of Dentistry:
For Maintenance and Operation 1,526,635.00

(4) For the School of Optometry:
For initial study required toward the establishment of a School of Optometry and for operation and maintenance of such school 50,000.00

The above appropriations for the Alabama Medical Center shall be expended pursuant to the provisions of Act No. 89, 1943 Acts page 89, and Act No. 207, Section 9, 1945 Acts, page 325.

Section 16. BOARD OF TRUSTEES OF THE UNIVERSITY OF SOUTH ALABAMA:

For operation and maintenance of the University 3,133,155.00

Section 17. STATE TENURE COMMISSION:

For expense of operation 2,000.00

Section 18. ANNISTON MEMORIAL HOSPITAL SCHOOL OF NURSING:

For the operation and maintenance of the Nurses training school at Anniston 40,000.00

Section 19. MOBILE GENERAL HOSPITAL:

Medical and Nursing Education:

For the operation and maintenance 370,000.00

Section 20. SYLACAUGA NURSES TRAINING SCHOOL:

For the operation and maintenance of the Nurses training school at Sylacauga 40,000.00

Section 21. DEBT SERVICE:

(1) For the payment of principal and interest due on bonds issued by Auburn University (Alabama Polytechnic Institute) pursuant to Constitutional Amendment No. CXX,
For the fiscal year ending September 30, 1968 ..... 304,395.00
For the fiscal year ending September 30, 1969 ..... 302,995.00

(2) For the payment of principal and interest due on bonds issued by the University of Alabama pursuant to Constitutional Amendment No. CXIX,
For the fiscal year ending September 30, 1968 ..... 304,395.00
For the fiscal year ending September 30, 1969 ..... 302,995.00

(3) For the payment of principal and interest due on bonds issued by the University of Alabama Research Institute pursuant to Constitutional Amendment No. CLVII,
For the fiscal year ending September 30, 1968 ..... 188,818.75
For the fiscal year ending September 30, 1969 ..... 190,450.00

(4) Interest on Endowments:

For the fiscal year ending September 30, 1968:		
For interest on Alabama College Endowment, Estimated	40,000.00	
For interest on Auburn University Endowment	20,280.00	
For interest on University of Alabama Endowment	61,000.00	
For interest on Grove Hill Endowment	600.00	
For interest on Public School Fund Endowment:		
Interest on 16th Section lands, Estimated	260,000.00	
Interest on School Indemnity lands, estimated	47,135.81	
Interest on Valueless 16th section lands	5,825.47	
Interest on surplus revenue	26,763.47	
Interest on James Wallace Fund	275.25	
Total		461,880.00
For the fiscal year ending September 30, 1969:		
For interest on Alabama College Endowment, estimated	40,000.00	
For interest on Auburn University Endowment	20,280.00	
For interest on University of Alabama Endowment	61,000.00	

For interest on Grove Hill Endowment	600.00	
For interest on Public School Fund Endowments:		
Interest on 16th Section lands, Estimated	270,000.00	
Interest on School Indemnity lands, estimated	47,135.81	
Interest on Valueless 16th section lands	5,825.47	
Interest on surplus revenue	26,763.47	
Interest on James Wallace Fund	275.25	
Total		471,880.00

Section 22. SOCIAL SECURITY:

For State's share of Social Security,	
For the fiscal year ending September 30, 1968, estimated	11,400,000.00
For the fiscal year ending September 30, 1969, estimated	12,900,000.00

Section 23. VETERANS EDUCATION BENEFITS:

For reimbursement to every Alabama State institution of higher learning, college, university, or Alabama State Trade School or Junior College, in which benefits are given to Veterans, their wives, widows, or children under the provision of Act No. 767, 1965 Regular Session, Estimated	250,000.00

Section 24. EDUCATION OF DEPENDENTS OF BLIND PARENTS:

For reimbursement to every Alabama State institution of higher learning, college, university, or Alabama State Trade School or Junior College, in which benefits are given to dependents of blind parents under the provisions of Act No. 281, 1966 Special Session, Estimated	5,000.00

Section 25. CITY BOARD OF EDUCATION—HUNTSVILLE:

For the fiscal year ending September 30, 1968:	
For capital outlay purposes	100,000.00

Section 26. ALABAMA TRADE SCHOOL AND JUNIOR COLLEGE AUTHORITY:

For the fiscal year ending September 30, 1968:	
For capital outlay purposes	400,000.00

Section 27. COVINGTON COUNTY BOARD OF EDUCATION:

For the fiscal year ending September 30, 1968:	
For the construction of a school at Pleasant Home	100,000.00

Section 28. The appropriations set out below, in Section 29 through 45, inclusive, are conditional upon the condition of the Alabama Special Educational Trust Fund and with the approval of the Governor, provided, however, in the release of the conditional appropriations herein made, the conditional appropriations to the State Board of Education for

use of the Minimum Program Account, the Minimum Program Account—Trainable Retarded Children and Vocational Education shall be paid in full before any other conditional appropriations are released.

Section 29. STATE BOARD OF EDUCATION:

A. Agricultural and Mechanical Institute at Normal, Alabama:
For the operation and maintenance of the Institute 79,529.00

B. Alabama State College:
For the operation and maintenance of the College at Montgomery 80,364.00

C. Civilian Rehabilitation:
For the rehabilitation of handicapped individuals 50,235.00
(No administrative costs, included herein)

D. Junior College Equalization Account:
For the operation and maintenance of the Junior Colleges listed below, to be distributed on a formula adopted by the State Board of Education 1,993,595.00

(The above appropriation is to be distributed to the following Junior Colleges: (1) Alexander City; (2) Enterprise; (3) Gadsden State; (4) George C. Wallace; (5) Jefferson Davis; (6) Jefferson State; (7) John C. Calhoun; (8) Mobile; (9) Northeast Alabama; (10) Northwest Alabama; (11) Patrick Henry; (12) Southern Union College; (13) Wenonah; (14) William Lowndes Yancey or any other State owned Junior College.)

E. Minimum Program Fund:

In addition to all other funds appropriated for the public elementary and high schools of the State, there is hereby appropriated to the State Board of Education the sum of $6,578,675.00 to be known as the Minimum Program Fund which shall be used by the State Board of Education to increase the present teacher salary allotment schedule as follows: Rank I teachers not less than ($240.00) per annum; Rank II teachers not less than ($207.00) per annum; Rank III teachers not less than ($167.00) per annum; Rank IV teachers not less than ($141.00) per annum and Rank V teachers not less than ($121.00) per annum. Provided however that if the total amount herein appropriated shall not be made available that portion which is available shall be used to increase the present teacher salary allotment schedule by the highest percentum possible, provided further that each rank hereinabove set out shall be increased by the same percentum. It being the intent of the Legislature that the total amount, or that portion thereof available, herein appropriated to the Minimum Program Fund shall be used by the State Board of Education for an increase in the amount of teachers salaries and for that purpose only. It is further provided that any county or city Board of Education failing to increase salaries as set out hereinabove shall not be entitled to participate in this portion of the Minimum Program Fund.

F. Minimum Program Account:
Trainable Retarded Children:
For distribution to Local Boards 10,840.00

The appropriation hereinabove made for disbursement to local boards shall be used for the education and training of trainable retarded children and shall include the operation and maintenance of classrooms, classes,

transportation of trainable retarded pupils where justified, and compensation of teachers in accordance with Act No. 67, approved June 27, 1963, in accordance with the regulations of the State Board of Education and in accordance with Act No. 249, approved August 16, 1955. Allocations from this appropriation shall be in addition to all other allocations from the Minimum Program Fund for Trainable Retarded Children.

G. State Mental Health Department:
For salaries, other expenses and equipment purchases necessary to operate a school at Partlow State School 7,667.00

H. Physical Restoration of Crippled Children:
Handicapped Individuals 43,111.00

I. Teacher Training Equalization Account:
For the teachers training program at the State Colleges at Florence, Jacksonville State University, Livingston, and Troy. To be distributed in accordance with a formula adopted by the State Board of Education 244,824.00

J. Vocational Education:
Disbursements to Local Boards and Institutions 600,000.00

K. State Vocational Technical School Equalization Account:
For the operation and maintenance of the Vocational Technical Schools listed below, to be distributed in accordance with a formula adopted by the State Board of Education 1,993,595.00

The above appropriation is to be distributed to the following Vocational Technical Schools: (1) Alabama Institute of Aviation Technology; (2) Alabama School of Trades; (3) Bessemer; (4) Carver; (5) George C. Wallace, Cullman; (6) George C. Wallace, Napier Field; (7) Chauncey Sparks; (8) Councill Trenholm; (9) Douglas MacArthur (10) Ed E. Reid; (11) Gadsden; (12) Harry M. Ayers; (13) J. F. Drake; (14) John C. Calhoun; (15) John M. Patterson; (16) Muscle Shoals; (17) N. F. Nunnelley; (18) Northwest Alabama; (19) Opelika; (20) Richmond P. Hobson; (21) Shelton; (22) Southwest; (23) Tuscaloosa; (24) Walker County; (25) Wenonah; (26) William R. King, or any other State owned Vocational Technical School.

L. J. F. Ingram Vocational Technical School:
For the operation and maintenance of a Vocational Technical School 5,000.00

M. The State Colleges:
(a) Florence 500,000.00
(b) Jacksonville State University 500,000.00
(c) Livingston 500,000.00
(d) Troy 500,000.00

N. Tuition Grants:
For the use by the State Board of Education for the payment of authorized tuition grants 3,000,000.00
The above appropriation shall be contingent upon the passage and becoming a law of Senate Bill 324 of the 1967 Regular Session of the Legislature.

O. Troy State College:
For the operation of a Nursing School 250,000.00

Section 30. BOARD OF TRUSTEES OF ALABAMA BOYS' INDUSTRIAL SCHOOL:

For the operation and maintenance of the Alabama Boys' Industrial School,
For the fiscal year ending September 30, 1968 ..... 50,218.00
For the fiscal year ending September 30, 1969 ..... 17,218.00

Section 31. BOARD OF TRUSTEES OF ALABAMA COLLEGE:

For the operation and maintenance of the College 500,000.00
For operation of an Aphasoic School 50,000.00

Section 32. BOARD OF TRUSTEES OF ALABAMA INDUSTRIAL SCHOOL FOR NEGROES:

For operation and maintenance of the Alabama Industrial School for Negroes 13,112.00

Section 33. BOARD OF TRUSTEES OF ALABAMA INSTITUTE FOR DEAF AND BLIND:

For operation and maintenance of the school 170,330.00
For salaries and expenses incident to instruction of Adult Blind 6,680.00

Section 34. BOARD OF TRUSTEES OF AUBURN UNIVERSITY:

A. The College:
(1) For operation and maintenance 390,837.00
(2) Engineering Experiment Station 7,030.00
(3) Television Education 7,644.00

B. Extension Work for Agriculture and Home Economics:
For advising, demonstrating and informing people of Alabama in agricultural, farm and home pursuits, and other extension services 99,655.00
For Rural Resources Development Program 7,200.00

The appropriation herein made for the Extension Service shall be expended under the direction of the Board of Trustees of Auburn University through its Extension Service and shall be done in such manner as to make available the maximum amounts of aid from the Federal government.

C. Agriculture Research:
(1) Alabama Agricultural Experiment Station at Auburn, for work and experimentation 67,744.00
(2) Co-operative research at the Agricultural and Experimental Substations 25,464.00

That all research work and experimentation contemplated by the spirit and purpose of this sub-section (C) shall be carried out under the supervision of the Director of the Agricultural Experiment Station System and the President of Auburn University, who shall make a complete report to the Board of Trustees of Auburn University for each of the fiscal years ending September 30, 1968 and September 30, 1969.

The funds provided in this sub-section (C) shall be used for the support of researches, experiments, and investigations bearing upon and relating to the production, marketing, manufacturing, use and distrib-

ution of agricultural crops and products; for the production, marketing and curing of all kinds of livestock and livestock products that may be sold from or consumed on the farms of Alabama; for the production, culture, and use of pasture plants, for the establishment, care, use and management of pastures; for the testing of all kinds of hay, food, and forage crops, including those that may be used for lawns and other sod crop purposes; for the testing of varieties of crops, including soil adaption and improvement, for the testing of fertilizers and fertilizer materials on the various soils and for various crops; for the production, marketing, storage, and curing of fruit, nut and vegetable crops; for the study of plant and animal disease, and insect pests; for researches and experiments dealing with forest production, management and use; for researches dealing with soil erosion and problems arising from the waste of land due to soil erosion, for researches to discover new uses of land; for the provisions of necessary land, buildings, fencing, livestock and other physical equipment needed for the research work herein provided for; for researches in game and fish production; provided, however, that any researches in game and fish production shall be in cooperation with or upon the advice of the Director of Conservation, so that there may be complete coordination between the work of the Alabama Agricultural Experiment Station and that of the State Department of Conservation; as future changing agricultural conditions may demand, for researches and experiments on other similar important agricultural and economic problems having for their object the development of a more permanent, profitable and diversified agriculture; and for the printing of the necessary bulletins, circulars, etc., in order that the citizens of Alabama may be acquainted with the results of said research.

Section 35. BOARD OF TRUSTEES OF THE STATE TRAINING SCHOOL FOR GIRLS:

For the operation and maintenance of the State Training School For Girls	9,692.00

Section 36. BOARD OF TRUSTEES OF THE UNIVERSITY OF ALABAMA:

A. The University:	
(1) For operation and maintenance	386,225.00
(2) For School of Nursing	11,290.00
(3) For Tuberculosis Nursing (Education)	1,858.00
(4) For Research and Extension	28,738.00
(5) For State Scholarship Program for students in School of Nursing under the provisions of Act No. 591, Regular Session, 1957	536.00
(6) To establish a loan fund for student nurses	224.00
(7) Huntsville Branch:	
For the fiscal year ending September 30, 1968	1,000,000.00
For the fiscal year ending September 30, 1969	1,500,000.00
(8) Graduate School of Social Work	4,880.00
B. The University of Alabama Medical Center:	
(1) For the Medical College:	
For maintenance and operation	105,028.00
(2) For University Hospital:	
For the support of interns, residents, operation of the Hospital School of Nursing and other technical schools and for indigent care	51,448.00
(3) For the School of Dentistry:	
For maintenance and operation	60,461.00

The above appropriations for the Alabama Medical Center shall be expended pursuant to the provisions of Act No. 89, 1943 Acts, page 89, and Act No. 207, Section 9, 1945 Acts, page 325.

Section 37. BOARD OF TRUSTEES OF THE UNIVERSITY OF SOUTH ALABAMA:

For the fiscal year ending September 30, 1968:
For operation and maintenance of the University 1,866,845.00
For the fiscal year ending September 30, 1969:
For operation and maintenance of the University 2,316,845.00

Section 38. FOR CAPITAL OUTLAY PURPOSES:

A. Alabama Trade School and Junior College Authority:
For the construction and equipping of Junior Colleges and Trade Schools 3,000,000.00

B. Auburn University:
For the construction and equipping of a branch at Montgomery 2,000,000.00

C. Alabama College:
For the fiscal year ending September 30, 1968:
For the construction and equipping of an Aphasoic School 150,000.00

D. Alabama Industrial School at Mount Meigs 250,000.00

E. Education Television Commission:
For the fiscal year ending September 30, 1968:
For the construction and equipping of an Education Television Facility in Southwest Alabama 600,000.00

F. State Training School for Girls:
For the fiscal year ending September 30, 1968 ..... 300,000.00

Section 39. WASHINGTON COUNTY BOARD OF EDUCATION:

For the construction of a school at Chatom, Alabama.
For the fiscal year ending September 30, 1968 ..... 100,000.00

Section 40. HOUSTON COUNTY BOARD OF EDUCATION:

For the construction of a school at Ashford, Alabama.
For the fiscal year ending September 30, 1968 ..... 90,000.00

Section 41. DEKALB COUNTY BOARD OF EDUCATION:

For the construction and equipping of Whiten School.
For the fiscal year ending September 30, 1968 ..... 100,000.00

Section 42. COVINGTON COUNTY BOARD OF EDUCATION:

For the fiscal year ending September 30, 1968:
For the construction of a school at Red Level 50,000.00

Section 43. GENEVA COUNTY BOARD OF EDUCATION:

For the fiscal year ending September 30, 1968:
For the construction of a school at Hartford 150,000.00

Section 44. ELBA CITY BOARD OF EDUCATION:

For the fiscal year ending September 30, 1968:
For the construction of a school at Elba 160,000.00

Section 45. NORTHWEST ALABAMA JUNIOR COLLEGE:

For the fiscal year ending September 30, 1968:
For construction of a Fine Arts Building 100,000.00

Section 46. The State Superintendent of Education shall make requisition on the State Comptroller in favor of the proper beneficiary in accordance with the law and rules and regulations governing the expenditure or disbursement of any and all funds provided for in this Act, whereupon the Comptroller, upon the approval by the Governor, shall issue his warrant therefor; provided, that all appropriations and funds made available to the Alabama College, the University of Alabama, the University of South Alabama, Auburn University, the Institute for the Deaf and Blind, the Boys' Industrial School, the Alabama Industrial School for Negroes, the State Training School for Girls, the Alabama Educational Television Commission, for the Teachers' Retirement System, the Alabama Trade School and Junior College Authority and County and City Boards of Education by the provisions of this Act shall be paid by request to the Comptroller made in the manner now provided by law.

Section 47. The provisions of this Act are severable. If any section, paragraph, sentence, clause, provision, or portion of this Act, or all or any portion of any appropriation or appropriations herein made, be held unconstitutional or invalid, such holding shall not affect any other section, paragraph, sentence, clause, provision, or portion of this Act, or any other appropriation or appropriations or portion thereof hereby made not in and of itself unconstitutional or invalid.

Section 48. This Act shall become effective October 1, 1967.

The vote being: Yeas 91; Nays 0. And said bill:

H. 24. To make annual appropriations for the support, maintenance, and development of public education in Alabama for each of fiscal years ending September 30, 1968 and September 30, 1969, including all schools, agencies, services and institutions under the general or direct control or subject to the rules and regulations of the State Board of Education, the Board of Trustees of Alabama College, the Board of Trustees of Auburn University, the Board of Trustees of the University of Alabama, the Board of Trustees of the University of South Alabama, the Board of Trustees of the Alabama Institute for Deaf and Blind, the Board of Trustees of the Alabama Boys Industrial School, the Board of Trustees of the Alabama Industrial School for Negroes, the Board of Trustees of the State Training School for Girls, the Alabama Educational Television Commission, and for the Teachers' Retirement System.

As amended by the report of the Committee on Conference was again read at length and passed, said vote being: Yeas 90; Nays 0.

And said bill, together with the Report of the Committee on Conference is herewith sent to the Senate for its consideration.

JOHN W. PEMBERTON,
Clerk.

CONFERENCE REPORT

On motion of Mr. Turner, the Senate concurred in and adopted the Report of the Committee on Conference on the disagreement of the two Houses on the Senate amendment to the Bill, H. B. 24, the title of which and said Conference Report are set out in the foregoing Message from the House.

Yeas 29; Nays 2.

Yeas:

Messrs.:	Cooper	Jackson	Pierce	
Adams	Dominick	Leonard	Radney	
Albea	Engel	Lindsey	Skidmore	
Bailes	Folsom	Lolley	Stone	
Branyon	Giles	McDermott	Torbert	
Carr	Gilmore	Morrow	Turner	
Childs	Givhan	Pelham	Vacca	
Clark	Hawkins			—29

Nays: Messrs.: Harris, Nabors —2

And said Bill, H. B. 24, as thus amended by the Conference Report, was again read at length and passed.

Yeas 29; Nays 2.

Yeas:

Messrs.:	Cooper	Jackson	Pierce	
Adams	Dominick	Leonard	Radney	
Albea	Engel	Lindsey	Skidmore	
Bailes	Folsom	Lolley	Stone	
Branyon	Giles	McDermott	Torbert	
Carr	Gilmore	Morrow	Turner	
Childs	Givhan	Pelham	Vacca	
Clark	Hawkins			—29

Nays: Messrs.: Harris, Nabors —2

BILLS ON THIRD READING RESUMED

The Bill:

H. 55. To amend further Section 366 of Title 52, Code of Alabama 1940, as amended, which relates to the teachers' retirement system so as to provide further disability retirement benefits for members.

Was read a third time at length and passed.

Yeas 31; Nays 0.

Yeas:

Messrs.:	Cooper	Harris	Nabors	
Adams	Dominick	Hawkins	Pierce	
Albea	Engel	Jackson	Radney	
Bailes	Folsom	Leonard	Skidmore	
Branyon	Giles	Lindsey	Stone	
Carr	Gilmore	Lolley	Torbert	
Childs	Givhan	McDermott	Turner	
Clark	Goodwyn	Morrow	Vacca	
				—31

Nays: —0

The Bill:

H. 122. To further amend Section 1, Act No. 817, H. 298, Regular Session 1961, as amended by H. B. 52, Regular Session 1965, as approved August 26, 1965.

Was read a third time at length and passed.

Yeas 23; Nay 1.

Yeas:

Messrs.:	Cooper	Jackson	Pelham
Adams	Engel	Leonard	Radney
Albea	Giles	Lindsey	Skidmore
Bailes	Givhan	Lolley	Stone
Carr	Goodwyn	McDermott	Torbert
Childs	Harris	Nabors	Vacca

—23

Nay: Mr. Branyon —1

The Bill:

H. 178. To amend Title 51, Section 231, Code of Alabama, 1940, allowing State, counties, cities and towns to file suit to collect taxes and allowing tax collector of county to file in own name for taxes due such agencies for which they are responsible to collect the tax.

Was read a third time at length and passed.

Yeas 27; Nays 0.

Yeas:

Messrs.:	Engel	Jackson	Pelham
Bailes	Folsom	Leonard	Pierce
Branyon	Giles	Lindsey	Radney
Carr	Givhan	Lolley	Skidmore
Childs	Goodwyn	McDermott	Stone
Cooper	Harris	Morrow	Torbert
Dominick	Hawkins	Nabors	Vacca

—27

Nays: —0

The Bill:

H. 177. To revise and amend Section 18 of Title 36 of the Code of Alabama of 1940 as amended, relating to "right of way" of motor vehicles.

Was read a third time at length and passed.

Yeas 27; Nays 0.

Yeas:

Messrs.:	Dominick	Jackson	Pelham
Adams	Engel	Leonard	Pierce
Albea	Giles	Lindsey	Radney
Bailes	Givhan	Lolley	Skidmore
Carr	Goodwyn	McDermott	Stone
Childs	Harris	Morrow	Torbert
Cooper	Hawkins	Nabors	Vacca

—27

Nays: —0

The Bill:

H. 700. To make an appropriation for payment of court costs, expenses and attorneys fees incurred in the defense of cases involving Health, Education and Welfare "Guidelines" in Education.

Was read a third time at length and passed.

Yeas 24; Nays 4.

Yeas:

Messrs.:	Dominick	Leonard	Pelham	
Adams	Engel	Lindsey	Pierce	
Albea	Giles	Lolley	Skidmore	
Carr	Givhan	McDermott	Stone	
Childs	Hawkins	Morrow	Turner	
Clark	Jackson	Nabors	Vacca	
Cooper				—24

Nays:

Messrs.:	Branyon	Harris	Radney	
Bailes				—4

Mr. Goodwyn abstained from voting on this Bill because of personal interest.

The Bill:

H. 157. To amend Code of Alabama, Title 13, Section 78, relating to the Marshal and Librarian of the Supreme Court.

Was read a third time at length and passed.

Yeas 27; Nays 0

Yeas:

Messrs.:	Cooper	Jackson	Pierce	
Adams	Dominick	Lindsey	Radney	
Albea	Giles	Lolley	Skidmore	
Bailes	Givhan	McDermott	Stone	
Branyon	Goodwyn	Morrow	Torbert	
Childs	Harris	Nabors	Turner	
Clark	Hawkins	Pelham	Vacca	
				—27

Nays: —0

The Bill:

H. 694. To make an appropriation from the State General Fund to the State Building Commission for additions, remodeling and renovations of the Governor's Mansion at Gulf Shores, Alabama.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Cooper	Leonard	Pierce	
Adams	Dominick	Lindsey	Radney	
Albea	Giles	McDermott	Skidmore	
Branyon	Givhan	Morrow	Stone	
Carr	Harris	Nabors	Torbert	
Childs	Hawkins	Pelham	Vacca	
Clark	Jackson			—25

Nays: —0

The Bill:

H. 72. To amend further Act No. 422, H. 325, Regular Session 1951, an act known as "The Alabama Real Estate License Law of 1951."

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:				
Adams	Cooper	Lindsey	Pierce	
Albea	Giles	Lolley	Radney	
Bailes	Givhan	McDermott	Skidmore	
Carr	Harris	Morrow	Stone	
Childs	Hawkins	Nabors	Torbert	
Clark	Jackson	Pelham	Vacca	
	Leonard			—25

Nays: —0

The Bill:

H. 69. To regulate further the office of judge of the circuit court of the twenty-seventh judicial circuit; to authorize and create an additional judgeship of the twenty-seventh judicial circuit; to provide for the election, jurisdiction, powers, duties, authority and qualifications of the additional judge; to render him liable to all the pains and penalties of other circuit judges of the State; and to provide for and fix the salary of the judges of said circuit.

Was read a third time at length and passed.

Yeas 21; Nay 1.

Yeas:

Messrs.:				
Adams	Clark	Lolley	Skidmore	
Albea	Cooper	Nabors	Stone	
Bailes	Harris	Pelham	Torbert	
Carr	Jackson	Pierce	Turner	
Childs	Leonard	Radney	Vacca	
	Lindsey			—21

Nay: Mr. Branyon —1

The Bill:

H. 483. To authorize and direct the Board of Nursing created under Act No. 867, S. 210, Regular Session 1965 (Acts 1965, P. 1615) to conduct a survey and study of nursing and nursing education and needs, establishing procedures for such survey and study and making appropriations therefor.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:				
Adams	Clark	Lindsey	Radney	
Albea	Cooper	Lolley	Skidmore	
Bailes	Givhan	Morrow	Stone	
Branyon	Harris	Nabors	Torbert	
Carr	Hawkins	Pelham	Turner	
Childs	Jackson	Pierce	Vacca	
	Leonard			—25

Nays: —0

The Bill:

H. 318. To provide exemptions from taxation for certain plants and industries.

Was read a third time at length and passed.

Yeas 21; Nay 1.

Yeas:

Messrs.:	Dominick	Lindsey	Skidmore	
Adams	Givhan	Nabors	Stone	
Albea	Harris	Oden	Torbert	
Carr	Hawkins	Pelham	Turner	
Clark	Jackson	Radney	Vacca	
Cooper	Leonard			—21

Nay: Mr. Bailes —1

The Bill:

H. 633. To provide for civil service regulations to govern employees of the state institution located at Tuscaloosa known as Hale Memorial Hospital.

Was read a third time at length and passed.

Yeas 23; Nays 0.

Yeas:

Messrs.:	Cooper	Leonard	Pierce	
Adams	Dominick	Lindsey	Radney	
Albea	Giles	Lolley	Skidmore	
Bailes	Harris	Morrow	Stone	
Carr	Hawkins	Nabors	Torbert	
Clark	Jackson	Pelham	Turner	
				—23

Nays: —0

CALENDAR BILL INDEFINITELY POSTPONED

On motion of Mr. Pierce, further consideration of the Bill, H. B. 582, was indefinitely postponed by the Senate.

BILLS ON THIRD READING RESUMED

The Bill:

H. 599. To amend further Section 89 of Title 36, Code of Alabama (1940), as amended, which limits the size and weight limits of motor vehicles and loads, and prescribes exemptions therefrom.

was taken up.

Mr. Turner offered the following amendment to the Bill, H. B. 599, to-wit:

AMENDMENT TO H. B. 599

Amend the fifth paragraph of Section 1 by adding to the end thereof the following sentence:

The operation of any combination of two or more vehicles exceeding in length fifty-five (55) feet, shall be limited to highways with four or more lanes for traffic and other highways designated by the Director of the State Highway Department.

Which was adopted.

Yeas 27; Nays 0.

Yeas:

Messrs.:	Cooper	Jackson	Pelham
Adams	Dominick	Leonard	Pierce
Albea	Gilmore	Lindsey	Radney
Bailes	Givhan	Lolley	Skidmore
Branyon	Goodwyn	McDermott	Stone
Carr	Harris	Morrow	Turner
Clark	Hawkins	Nabors	Vacca

—27

Nays: —0

Mr. Turner then offered the following amendment to the Bill, H. B. 599, as amended, to-wit:

AMENDMENT TO H. B. 599, AS AMENDED

Amend H. B. 599 by striking therefrom Section 3 and adding in lieu thereof the following:

Section 3. This Act shall become effective October 1, 1968.

Which was adopted.

Yeas 26; Nays 0.

Yeas:

Messrs.:	Engel	Jackson	Pierce
Adams	Folsom	Leonard	Radney
Albea	Gilmore	Lindsey	Skidmore
Bailes	Givhan	Lolley	Stone
Branyon	Goodwyn	McDermott	Turner
Carr	Harris	Morrow	Vacca
Dominick	Hawkins	Pelham	

—26

Nays: —0

Mr. Radney offered the following amendment to the Bill, H. B. 599, as amended, to-wit:

AMENDMENT TO H. B. 599, AS AMENDED

Amend by adding Section 4

Any person who is convicted for violating the provisions of this Act shall upon conviction thereof, be punished by a fine of not more than $500.00 or not more than six months in jail or both.

On motion of Mr. Turner, said amendment was laid on the table.

Yeas 16; Nays 14.

Yeas:

Messrs.:	Gilmore	Lindsey	Pelham
Adams	Goodwyn	Lolley	Stone
Clark	Jackson	McCarley	Turner
Cooper	Leonard	McDermott	Vacca
Engel			

—16

Nays:

Messrs.:	Carr	Harris	O'Bannon	
Albea	Dominick	Hawkins	Oden	
Bailes	Folsom	Morrow	Radney	
Branyon	Givhan	Nabors		—14

Mr. Nabors offered the following amendment to the Bill, H. B. 599, as amended, to-wit:

AMENDMENT TO H. B. 599, AS AMENDED

Amend H. B. 599 by striking Section 3 and inserting in lieu thereof the following:

This Act shall become effective on October 1, 1969.

Mr. Turner moved that said amendment be laid on the table, which resulted in a tie vote.

Yeas 14; Nays 14.

Yeas:

Messrs.:	Engel	Jackson	Oden	
Adams	Giles	Leonard	Stone	
Clark	Gilmore	Lindsey	Turner	
Cooper	Goodwyn	Lolley		—14

Nays:

Messrs.:	Carr	McDermott	Radney	
Albea	Dominick	Nabors	Skidmore	
Bailes	Folsom	O'Bannon	Torbert	
Branyon	Harris	Pelham		—14

The President and Presiding Officer of the Senate voted "Aye"; therefore, the motion to table prevailed.

Mr. Bailes offered the following amendment to the Bill, H. B. 599, as amended, to-wit:

AMENDMENT TO H. B. 599, AS AMENDED

Amend the fifth paragraph of Section 1 by adding to the end thereof the following sentence:

The operation of any combination of two or more vehicles exceeding in length fifty-five (55) feet, shall be limited to designated Interstate Highways and shall only be allowed on other highways designated by the Director of the State Highway Department which are to the nearest route to the truck lines terminal.

On motion of Mr. Turner, said amendment was laid on the table.

Yeas 13; Nays 11.

Yeas:

Messrs.:	Folsom	Leonard	Stone	
Adams	Giles	Lindsey	Torbert	
Clark	Gilmore	Oden	Turner	
Cooper	Hawkins			—13

Nays:

Messrs.:	Branyon	Harris	Nabors
Albea	Dominick	McDermott	O'Bannon
Bailes	Goodwyn	Morrow	Skidmore

—11

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House Bill:

H. 263. To provide that agents or employees of the department of revenue designated in writing by the commissioner of revenue shall be peace officers of the State of Alabama with police power to enforce the provisions of the revenue laws of this State; to provide for an arrest fee of five dollars ($5.00) and the disposition thereof.

JOHN W. PEMBERTON,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House Bill:

H. 368. To amend Sections 4 and 5 of Act No. 104, H. B. 148, First Special Session 1956 (Acts 1956, p. 148), an act authorizing and providing for the planning, designation, establishment, use, and regulation of controlled access highways.

JOHN W. PEMBERTON,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has non-concurred in the Senate amendment to the bill:

H. 465. To amend Act No. 78, S. 72, Special Session 1961 (Acts 1961, p. 1955) an act regulating the teaching and practice of cosmetology in any county having a population of less than 600,000, according to the last or any subsequent federal decennial census and creating a State Board of Cosmetology, so as to regulate further such teaching and practices and the registration and license fees therefor.

And requests a Committee of Conference, and the Speaker of the House has named as a Committee of Conference on the part of the House Messrs. Drake, Shumate and Merrill.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

On motion of Mr. Goodwyn, the Senate acceded to the request of the House for a Committee on Conference on the disagreement of the two Houses on the Senate amendment to the Bill, H. B. 465, the title of which is set out in the foregoing Message from the House.

And the President and Presiding Officer of the Senate appointed as Committee on part of the Senate Messrs. Goodwyn, Folsom and Torbert.

MESSAGE FROM THE HOUSE

Mr. President:

The House has amended as therein shown and as amended has passed the following Senate bill and returns same herewith to the Senate:

S. 563. To apply only in counties having populations of not less than 28,500 nor more than 30,500, making further provisions for fixing the compensation of the county superintendent of education.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

On motion of Mr. Radney, the Senate concurred in and adopted the following House amendment to the Bill, S. B. 563, the title of which is set out in the foregoing Message from the House, to-wit:

SUBSTITUTE FOR S. B. 563

A BILL
TO BE ENTITLED
AN ACT

To apply only in counties having populations of not less than 28,500 nor more than 30,550, making further provisions for fixing the compensation of the county superintendent of education.

Be It Enacted by the Legislature of Alabama:

Section 1. In all counties having populations of not less than 28,500 nor more than 30,550 according to the most recent federal decennial census, the compensation of the county superintendent of education shall be fixed by the county board of education at not less than $10,000 nor more than $14,000 per annum, and in addition, the superintendent of education shall be entitled to such travel expenses as the county board of education may direct. The compensation and expenses of the county superintendent of education shall be payable from the public school funds of the county.

Section 2. All laws or parts of laws which conflict with this Act are repealed.

Section 3. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Leonard	Pelham	
Adams	Giles	McDermott	Radney	
Albea	Givhan	Morrow	Stone	
Childs	Goodwyn	Nabors	Torbert	
Clark	Harris	O'Bannon	Turner	
Cooper	Hawkins	Oden	Vacca	
Dominick	Jackson			—25

Nays: —0

MESSAGE FROM THE HOUSE

Mr. President:

The House has received the accompanying and following message from Her Excellency, the Governor, proposing an amendment to the bill, H. 503, said Governor's message being in words and figures as follows, to-wit:

MESSAGE FROM THE GOVERNOR

To the House of Representatives
State Capitol
Montgomery, Alabama

Gentlemen:

I herewith transmit to you a message from the Governor, returning House Bill No. 503, with a suggested executive amendment.

Respectfully submitted,

CECIL C. JACKSON, JR.,
Executive Secretary.

August 17, 1967

To the House of Representatives
State Capitol
Montgomery, Alabama

Gentlemen:

I am returning to you, the Body in which it originated, House Bill No. 503, without my approval and with a suggested executive amendment.

It is suggested that you amend House Bill No. 503 by striking Sections 12 and 13 in their entirety and inserting in lieu thereof the following:

Section 12. After the effective date of this act, the board of trustees created by this act for Troy State College shall have exclusive jurisdiction, supervision and control of Troy State College; and the state board of education is thereafter divested of all jurisdiction, power and authority with regard to the supervision, management, and control of such college except as otherwise herein provided. In addition to the powers, duties and authority hereinabove vested in the board of trustees, such board shall have and exercise all power, authority and duties heretofore conferred on, vested in or required of the state board of education under any laws of this state with regard to the supervision, management, and control of such college except as otherwise herein provided. Upon the effective date of this act, the state board of education shall transfer to the board of trustees of Troy State College all supplies, funds, books, documents, records, and other property or effects of such college.

Section 13. The board of trustees may at such time as they deem necessary and proper recommend to the state board of education that the name of Troy State College be changed to Troy State University, and the state board of education may accept or reject such recommendation and is authorized to change the name of Troy State College to Troy State University.

Respectfully,

LURLEEN B. WALLACE,
Governor.

August 17, 1967

And the House has concurred in and adopted the amendment proposed by the Governor to the bill, H. 503, by a vote of Yeas 83, Nays 0, which was a majority of the whole number elected to the House, and said bill:

H. 503. To create a board of trustees to manage and control Troy State College; to prescribe the powers, duties, authority, and compensation of the board; to provide for the appointment and prescribe the term of office of members thereof; to divest the state department of education of all jurisdiction, power and authority with respect to the supervision, management and control of said college; and to provide for the transfer from said state department of education to the board of trustees of Troy State College of all supplies, funds, books, documents, records and other property or effects of such college.

Together with the amendment proposed by Her Excellency, the Governor, is herewith sent to the Senate for its consideration.

JOHN W. PEMBERTON,
Clerk.

HOUSE AND GOVERNOR'S MESSAGE

On motion of Mr. Clark, the Senate concurred in and adopted the amendment proposed by Her Excellency, the Governor, to the Bill, H. B. 503, the title of which and said Executive amendment are set out in the foregoing Message from the House.

Yeas 30; Nays 0.

Yeas:

Messrs.:	Cooper	Hawkins	Oden	
Adams	Engel	Leonard	Pelham	
Albea	Folsom	Lindsey	Pierce	
Bailes	Giles	McCarley	Radney	
Branyon	Gilmore	McDermott	Skidmore	
Carr	Givhan	Morrow	Stone	
Childs	Goodwyn	Nabors	Torbert	
Clark	Harris	O'Bannon		—30

Nays: —0

which was a majority of the whole number elected to the Senate.

MESSAGE FROM THE HOUSE

Mr. President:

The House has amended as therein shown and as amended has passed the following Senate Bill and returns same herewith to the Senate:

S. 222. To amend Section 366 and Section 369 of Title 52 of the Code of Alabama of 1940, as amended, which relates to the Teachers' Retirement System.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

On motion of Mr. Goodwyn, the Senate concurred in and adopted the following House amendment to the Bill, S. B. 222, the title of which is set out in the foregoing Message from the House, to-wit:

AMENDMENT TO S. B. 222

Amend S. B. 222 by adding the following words at the end of the first sentence of Section 1, Subsection 6(a):

"except that in the case of those members who have retired for disability the redetermined disability retirement allowance shall be retroactive to October 1, 1966."

Yeas 30; Nays 0.

Yeas:

Messrs.:	Cooper	Leonard	Pierce	
Adams	Engel	Lindsey	Radney	
Albea	Folsom	McCarley	Skidmore	
Bailes	Gilmore	McDermott	Stone	
Branyon	Givhan	Morrow	Torbert	
Carr	Goodwyn	Nabors	Turner	
Childs	Harris	O'Bannon	Vacca	
Clark	Hawkins	Pelham		—30

Nays: —0

MESSAGE FROM THE HOUSE

Mr. President:

The House has amended as therein shown and as amended has passed the following Senate Bill and returns same herewith to the Senate:

S. 562. To apply only in counties having populations of not less than 28,500 nor more than 30,500, providing further for the compensation of members of the county board of education in all such counties.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

On motion of Mr. Radney, the Senate concurred in and adopted the following House amendment to the Bill, S. B. 562, the title of which is set out in the foregoing Message from the House, to-wit:

AMENDMENT TO S. B. 562

In the caption and in Section 1 of the bill, strike out the figures "30,500" and insert "30,550"

Yeas 25; Nays 0.

Yeas:

Messrs.:	Clark	Leonard	Pelham	
Adams	Engel	Lindsey	Radney	
Albea	Folsom	Lolley	Stone	
Bailes	Giles	McCarley	Torbert	
Branyon	Gilmore	McDermott	Turner	
Carr	Givhan	Oden	Vacca	
Childs	Jackson			—25

Nays: —0

FURTHER CONSIDERATION OF H. B. 599

The Senate proceeded to further consideration of the Bill:

H. 599. To amend further Section 89 of Title 36, Code of Alabama (1940), as amended, which limits the size and weight limits of motor vehicles and loads, and prescribes exemptions therefrom.

as amended, and said Bill, H. B. 599, as amended, was then read a third time at length and passed.

Yeas 17; Nays 15.

Yeas:

Messrs.:	Gilmore	Lindsey	Radney	
Adams	Goodwyn	Lolley	Stone	
Clark	Harris	McCarley	Turner	
Folsom	Hawkins	Morrow	Vacca	
Giles	Leonard			—17

Nays:

Messrs.:	Carr	McDermott	Pelham	
Albea	Cooper	Nabors	Pierce	
Bailes	Dominick	O'Bannon	Skidmore	
Branyon	Givhan	Oden	Torbert	
				—15

MESSAGE FROM THE HOUSE

Mr. President:

The House has received the accompanying and following message from Her Excellency, the Governor, proposing an amendment to the bill, H. 541, said Governor's message being in words and figures as follows, to-wit:

MESSAGE FROM THE GOVERNOR

To the House of Representatives
State Capitol
Montgomery, Alabama

Gentlemen:

I herewith transmit to you a message from the Governor, returning House Bill No. 541 with a suggested executive amendment.

Respectfully submitted,

CECIL C. JACKSON, JR.,
Executive Secretary.

August 17, 1967

To the House of Representatives
State Capitol
Montgomery, Alabama

Gentlemen:

I am returning to you, the Body in which it originated, House Bill No. 541, without my approval and with a suggested executive amendment.

It is suggested that you amend House Bill No. 541 by striking Sections 12 and 13 in their entirety and inserting in lieu thereof the following:

Section 12. After the effective date of this act, the board of trustees created by this act for Livingston State College shall have exclusive jurisdiction, supervison and control of Livingston State College; and the state board of education is thereafter divested of all jurisdiction, power and authority with regard to the supervision, management, and control of such college except as otherwise herein provided. In addition to the powers, duties and authority hereinabove vested in the board of trustees, such board shall have and exercise all power, authority and duties heretofore conferred on, vested in or required of the state board of education under any laws of this state with regard to the supervision, management, and control of such college except as otherwise herein provided. Upon the effective date of this act, the state board of education shall transfer to the board of trustees of Livingston State College all supplies, funds, books, documents, records, and other property or effects of such college.

Section 13. The board of trustees may at such time as they deem necessary and proper recommend to the state board of education that the name of Livingston State College be changed to Livingston State University, and the state board of education may accept or reject such recommendation and is authorized to change the name of Livingston State College to Livingston State University.

Respectfully,

LURLEEN B. WALLACE,
Governor.

August 18, 1967

And the House has concurred in and adopted the amendment proposed by the Governor to the bill, H. 541, by a vote of Yeas 74, Nays 0, which was a majority of the whole number elected to the House, and said bill:

H. 541. To create a board of trustees to manage and control Livingston State College; to prescribe the powers, duties, authority, and compensation of the board; to provide for the appointment and prescribe the term of office of members thereof; to divest the state department of education of all jurisdiction, power and authority with respect to the supervision, management and control of said college; and to provide for the transfer from said state department of education to the board of trustees of Livingston State College of all supplies, funds, books, documents, records and other property or effects of such college.

as amended by the amendment proposed by Her Excellency, the Governor, was again read at length and passed by a vote of Yeas 74, Nays 0, which was a majority of the whole number elected to the House.

And said bill, together with the amendment proposed by Her Excellency, the Governor, is herewith sent to the Senate for its consideration.

JOHN W. PEMBERTON,
Clerk.

HOUSE AND GOVERNOR'S MESSAGE

On motion of Mr. Lindsey, the Senate concurred in and adopted the amendment proposed by Her Excellency, the Governor, to the Bill, H. B. 541, the title of which and said Executive amendment are set out in the foregoing Message from the House.

Yeas 27; Nays 0.

Yeas:

Messrs.:	Cooper	Lolley	Pelham	
Adams	Folsom	McCarley	Pierce	
Albea	Givhan	McDermott	Radney	
Bailes	Goodwyn	Morrow	Skidmore	
Branyon	Hawkins	Nabors	Stone	
Carr	Leonard	O'Bannon	Turner	
Clark	Lindsey	Oden	Vacca	
				—27

Nays: —0

which was a majority of the whole number elected to the Senate.

SELECT COMMITTEE REPORT FILED

The Report of the Subcommittee on Study of the Milk Control Act was submitted to the Senate and ordered filed with the Secretary.

RESOLUTION

Messrs. Morrow, Hawkins, Childs, Dominick, Bailes, Vacca and Gilmore offered the following Senate Joint Resolution, to-wit:

S. J. R. 109

WHEREAS, the Birmingham Athletics have this week won the pennant of the Southern Association Baseball League, and

WHEREAS, this achievement and honor has been accomplished by the hard work and outstanding abilities of Paul Bryant, Jr., General Manager; John McNamarra, Manager; and the entire team of players; and

WHEREAS, this fine achievement reflects honor on the State of Alabama and the City of Birmingham;

BE IT RESOLVED That the Legislature of Alabama, both Houses thereof concurring, that congratulations be extended to the entire team of the Birmingham Athletics; Paul Bryant, Jr.; and John McNamarra for this outstanding accomplishment and achievement.

BE IT FURTHER RESOLVED That this resolution be spread upon the Journals of the House and Senate of Alabama and that copies be forwarded to Mr. Paul Bryant, Jr. and Mr. John McNamarra.

On motion of Mr. Morrow, the Rules were suspended and the Resolution was adopted by the Senate.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and adopted the following House Joint Resolution and sends same herewith to the Senate for its consideration:

By Messrs. Foshee and Jackson (F):

H. J. R. 115. WHEREAS The Honorable Roland R. Faulk, a highly esteemed and distinguished former member of this House, who is currently serving as Geneva County's legislative agent, plans to resign this position in the near future;

WHEREAS Mr. Faulk is an outstanding political and civic leader who has devoted much of his life to public service, having been for many years a member of the municipal governing body of his home town, Samson, and ably and honorably represented Geneva County in the Legislature for five terms;

WHEREAS Mr. Faulk has contributed immeasurably to the progress of this State for as a legislator he was always an advocate of a sound, strong and efficient, yet progressive, government and also an ardent supporter of much of the legislation which has helped to bring about the present state of prosperity in Alabama; now therefore,

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE ALABAMA LEGISLATURE, THE SENATE CONCURRING, That the Legislature of Alabama acknowledges with grateful appreciation the outstanding services that Mr. Faulk has rendered to the people of the whole State of Alabama. We hope that release from official duties and responsibilities will bring to Mr. Faulk the usual joys and pleasures of retirement from work. We assure him that his sage advice, wise counsel, stabilizing influence and genial personality here in the Legislature will be sorely missed.

BE IT FURTHER RESOLVED That we hereby extend an invitation to Mr. Faulk to visit the Legislature frequently. He will always find a warm welcome here.

RESOLVED ALSO That a copy of this resolution be delivered to Mr. Faulk and to the Geneva Reaper.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

On motion of Mr. Lolley, the Rules were suspended and the Resolution, H. J. R. 115, set out in the foregoing Message from the House, was concurred in and adopted by the Senate.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and adopted the following House Joint Resolution and sends same herewith to the Senate for its consideration:

By Mr. Dobbs:

H. J. R. 113. BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE LEGISLATURE OF ALABAMA, THE SENATE CONCURRING, That we note with deep and profound sorrow the passing of Mr. K. W. Underwood, the father of our amiable and accommodating friend, Kenneth W. Underwood, Jr., whose numerous courtesies to us on behalf of his employer, the Southern Bell Telephone and Telegraph Company, and also his many personal favors have been most helpful to the members of this body.

BE IT FURTHER RESOLVED That we hereby extend our sincere sympathy to Mr. Kenneth Underwood and the members of his family on their great loss.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

On motion of Mr. Folsom, the Rules were suspended and the Resolution, H. J. R. 113, set out in the foregoing Message from the House, was concurred in and adopted by the Senate.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and adopted the following House Joint Resolution and sends same herewith to the Senate for its consideration:

By Mr. Edington:

H. J. R. 112. WHEREAS, the Legislature of the State of Alabama has indicated, by the passage of various acts and resolutions during the past few years, that it is vitally concerned with the preservation of the historic traditions of this State, and

WHEREAS, there have been passed during this session House Bills ♯507 and ♯508, said bills providing for a tax and a bond issue for the use of the State Division of Parks, Monuments and Historical Sites and/or the State Parks Development Authority, and

WHEREAS, it is the intent of this body that a reasonable portion of the proceeds thereof be set aside and used for the acquisition, rehabilitation, restoration, improvement, equipping, maintenance, and preservation of sites, buildings and things of historic, architectural, or archaeological importance throughout the State of Alabama; now, therefore,

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, THE SENATE CONCURRING, that the State Parks Development Authority and the Division of State Parks, Monuments and Historical Sites be directed to set aside and use, out of the proceeds of the subject bond issue, if the same be approved by the people, the sum of not less than Five Million Dollars; and in the alternative, if said bond issue should fail to receive the approval of the people, that said Division so set aside and use not less than twelve per cent of the revenue produced by H. B. 507 for such acquisition, rehabilitation, restoration, improving, equipping, maintaining, and preserving of such historic sites, buildings and things within the State of Alabama.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

The Resolution, H. J. R. 112, set out in the foregoing Message from the House, was read and referred to the Standing Committee on Rules.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and adopted the following House Joint Resolution and sends same herewith to the Senate for its consideration:

By Mr. Watkins:

H. J. R. 111. WHEREAS, there has existed for a long time the need for a new bridge over the West Fowl River on Alabama State Highway 188 in Mobile County, Alabama; and

WHEREAS, Maurice "Casey" Downing has worked long and tirelessly in an effort to have a bridge built at this point; and

WHEREAS, the task of building the bridge is about to be undertaken and contracts to build are to be negotiated in the near future.

NOW, THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES CONCURRING, That when the bridge on Alabama State Highway 188 over West Fowl River in Mobile County, Alabama, has been completed, that it be named the Maurice "Casey" Downing Bridge, and that necessary plaques will be installed thereon.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

On motion of Mr. Folsom, the Rules were suspended and the Resolution, H. J. R. 111, set out in the foregoing Message from the House, was concurred in and adopted by the Senate.

MESSAGE FROM THE HOUSE

Mr. President:

The House has amended as therein shown and as amended has passed the following Senate Bill and returns same herewith to the Senate:

S. 95. To prohibit certain operations in proximity to high voltage electrical power lines and prescribe the punishment therefor.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

On motion of Mr. Skidmore, the Senate concurred in and adopted the following House amendment to the Bill, S. B. 95, the title of which is set out in the foregoing Message from the House, to-wit:

AMENDMENT TO S. B. 95

Amend Senate Bill 95 by changing the period at the end of Section 3 to a comma and adding the following:

"nor any agents, employees, lessees, licensees, or contractors in connection with work performed or activity conducted for such person engaged or employed in such business."

Yeas 27; Nays 0.

Yeas:

Messrs.:	Cooper	Leonard	O'Bannon
Albea	Engel	Lindsey	Oden
Bailes	Folsom	Lolley	Pierce
Branyon	Giles	McCarley	Radney
Carr	Gilmore	McDermott	Skidmore
Childs	Harris	Morrow	Stone
Clark	Hawkins	Nabors	Torbert

—27

Nays: —0

MESSAGE FROM THE HOUSE

Mr. President:

The House has amended as therein shown and as amended has passed the following Senate Bill and returns same herewith to the Senate:

S. 570. To authorize and provide for the payment of supplemental retirement benefits to certain municipal employees in cities in this State having populations of not less than 200,000 nor more than 300,000, according to the last or any subsequent federal decennial census; to repeal Act No. 773, S. 621, Regular Session 1951 (Acts 1951, p. 1342), as amended, which established a pension and relief system for municipal employees.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

On motion of Mr. McDermott, the Senate concurred in and adopted the following House amendment to the Bill, S. B. 570, the title of which is set out in the foregoing Message from the House, to-wit:

SUBSTITUTE FOR S. B. 570

A BILL
TO BE ENTITLED
AN ACT

To authorize and provide for the payment of supplemental retirement benefits to certain municipal employees in cities in this State having populations of not less than 200,000 nor more than 300,000, according to the last or any subsequent federal decennial census; to restrict the application of Act No. 773, S. 621, Regular Session 1951 (Acts 1951, P. 1342), as amended, which established a pension and relief system for municipal employees.

Be It Enacted by the Legislature of Alabama:

Section 1. This act shall apply in all cities in this State which have a population of not less than 200,000 nor more than 300,000, according to the last or any subsequent federal decennial census.

Section 2. All employees of any such city (except members of the police or fire departments thereof) who have heretofore been covered by the benefits established by the provisions of Act No. 773, Regular Session 1951 (Acts 1951, p. 1342), as amended, and who by action of the city commission or like governing body of such city become eligible to participate in the state employees pension plan, shall be entitled to receive the following benefits from the city, to be calculated as of the effective date of becoming eligible to participate in the state employees pension plan:

(a) Any employee eligible for retirement shall, upon retiring or otherwise leaving the employ of such city and becoming eligible to receive retirement benefits under said Act No. 773, receive monthly an amount equal to the monthly benefits provided by said Act No. 773.

(b) Any employee not eligible to receive benefits under said Act No. 773, shall, upon retiring or otherwise leaving the employ of said city, and upon reaching his 60th birthday, receive monthly an amount

equal to 2½% of his monthly wages, multiplied by the number of years (including any fractional part of a year) of employment with such city, prior to the date when he became eligible to participate in the state employees pension plan.

(c) Any employee may elect to not share in the benefits established by said Act No. 773 and in the benefits guaranteed by subsections (a) and (b) hereof at any time prior to his becoming eligible to receive retirement benefits, and upon filing with the governing body of the city written notice of such election shall be reimbursed all sums theretofore contributed to the pension plan established by said Act No. 773, as amended, and shall not thereafter receive any pension benefits from such city.

(d) The payments by such city pursuant to said Act No. 773 or pursuant to the terms of this Act, when added to the retirement benefits from any other source to which the city shall have contributed (excluding social security benefits), shall not serve to make the aggregate retirement benefit higher than the benefits to which such employee would have been entitled had said Act No. 773 continued in force and effect.

Section 3. All laws or parts of laws which conflict with this Act are repealed, and upon the governing body of any city to which this Act applies placing its employees under the State Employees Pension Act, as amended, the provisions of Act No. 773, Regular Session 1951 (Acts 1951, p. 1342) as amended, shall not thereafter apply to such city or its employees; provided, that nothing herein contained shall be so construed as to alter or terminate any benefits being received by any retired employee pursuant to the provisions of said Act No. 773, as amended.

Section 4. This Act shall become effective upon its passage and approval by the Governor or upon its otherwise becoming a law.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Gilmore	Lindsey	Radney	
Branyon	Givhan	Lolley	Skidmore	
Carr	Goodwyn	McDermott	Stone	
Childs	Harris	Nabors	Torbert	
Clark	Hawkins	O'Bannon	Turner	
Cooper	Jackson	Oden	Vacca	
Dominick	Leonard			—25

Nays: —0

MESSAGE FROM THE HOUSE

Mr. President:

The House has amended as therein shown and as amended has passed the following Senate bill and returns same herewith to the Senate:

S. 583. To amend Act No. 516, of H. 1003, Regular Session 1959, which act levies county privilege license and excise taxes for public school purposes in Franklin County (Acts 1959, v. 2, p. 1267), so as to make further provisions respecting distribution of the proceeds of such taxes.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

On motion of Mr. Oden, the Senate concurred in and adopted the following House amendment to the Bill, S. B. 583, the title of which is set out in the foregoing Message from the House, to-wit:

AMENDMENT TO S. B. 583

In Section 1, in the last sentence, strike out the words "in their respective school systems during the preceding school year" and insert "in their respective school systems during the current school year"

Also, strike out Section 2 of the bill and insert in lieu thereof the following:

Section 2. This Act shall take effect on the first of October 1968.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Dominick	Jackson	Oden	
Adams	Engel	Leonard	Skidmore	
Albea	Folsom	Lindsey	Stone	
Carr	Giles	McDermott	Torbert	
Childs	Goodwyn	Morrow	Turner	
Clark	Harris	Nabors	Vacca	
Cooper	Hawkins			—25

Nays: —0

MESSAGE FROM THE HOUSE

Mr. President:

The House has amended as therein shown and as amended has passed the following Senate Bill and returns same herewith to the Senate:

S. 301. To amend Act No. 79, S. B. 76, Special Session 1961, an act regulating the practice of engineering and land surveying, in relation to definitions and general requirements for registration and certification.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

On motion of Mr. Engel, the Senate concurred in and adopted the following House amendment to the Bill, S. B. 301, the title of which is set out in the foregoing Message from the House, to-wit:

AMENDMENT TO S. B. 301

Amend S. 301 by deleting Section 2 thereof and substituting therefor the following:

"This Act shall become effective on the 1st day of January, 1968."

Yeas 25; Nays 0.

Yeas:

Messrs.:	Clark	Hawkins	Morrow	
Adams	Engel	Leonard	Pelham	
Albea	Giles	Lindsey	Pierce	
Bailes	Gilmore	Lolley	Radney	
Branyon	Givhan	McCarley	Skidmore	
Carr	Goodwyn	McDermott	Stone	
Childs	Harris			—25

Nays: —0

MESSAGE FROM THE HOUSE

Mr. President:

The House has amended as therein shown and as amended has passed the following Senate Bill and returns same herewith to the Senate:

S. 599. To provide further for funds for the maintenance and operation of a county health department under direction of a county health officer in all counties having populations of not less than 300,000 nor more than 500,000, according to the most recent federal decennial census; requiring contributions by incorporated municipalities in such counties.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

On motion of Mr. McDermott, the Senate concurred in and adopted the following House amendment to the Bill, S. B. 599, the title of which is set out in the foregoing Message from the House, to-wit:

AMENDMENT TO S. B. 599

In Section 2 change the words "fifty cents" to read "sixty cents."

Yeas 25; Nays 0.

Yeas:

Messrs.:	Giles	Leonard	Oden	
Branyon	Gilmore	Lindsey	Skidmore	
Carr	Givhan	Lolley	Stone	
Childs	Goodwyn	McDermott	Torbert	
Clark	Harris	Nabors	Turner	
Cooper	Hawkins	O'Bannon	Vacca	
Engel	Jackson			—25

Nays: —0

MESSAGE FROM THE HOUSE

Mr. President:

The House has amended as therein shown and as amended has passed the following Senate Bill and returns same herewith to the Senate:

S. 388. To provide for the regulation of the practice of podiatry; to provide for the examination of applicants to practice podiatry in Alabama; to provide for the issuing of licenses and certificates and the registration and display thereof; to provide for reports by probate judges of said registration; to provide for a state board of podiatry; to provide for appointment of members thereof and prescribe their duties, powers, qualifications, terms of office and compensation; to provide for the disposition of fees collected by said board; to provide fees and funds for enforcing said act; to provide for enforcing said act; to allow the board to enter into reciprocity agreements with like boards of other states; to provide penalties and punishments for violations of the provisions of said act; and to repeal all general and local laws in conflict with said act.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

On motion of Mr. Pelham, the Senate concurred in and adopted the following House amendment to the Bill, S. B. 388, the title of which is set out in the foregoing Message from the House, to-wit:

AMENDMENT TO S. B. 388

In Section 8, after the words "four-year college of podiatry" insert the words "recognized by the American Podiatry Association."

Also, in Section 8, add at the end thereof the following: If the applicant satisfactorily passes the examination provided for he shall be issued a certificate of qualifications to be presented to the Licensing Board for the Healing Arts who shall issue a license to the applicant to practice podiatry.

Also, in Section 17, delete the words "nor be required to obtain a certificate of registration from the state licensing board for the healing arts."

AMENDMENT TO S. B. 388

In Section 8, add the following paragraph:

No person shall be permitted to take an examination for a license to practice podiatry, or be granted any such license, unless he has presented to the board or officer empowered to issue such license, a certificate of proficiency in the basic sciences issued by the Alabama State Board of Examiners in the Basic Sciences.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Lindsey	O'Bannon	
Adams	Folsom	Lolley	Pelham	
Albea	Giles	McCarley	Stone	
Bailes	Harris	McDermott	Torbert	
Clark	Hawkins	Morrow	Turner	
Cooper	Jackson	Nabors	Vacca	
Dominick	Leonard			—25

Nays: —0

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and adopted the following House Joint Resolution and sends same herewith to the Senate for its consideration:

By Mr. Waggoner:

H. J. R. 116. BE IT RESOLVED BY THE HOUSE, THE SENATE CONCURRING, That Senate Bill 301 which has passed both houses shall be named, designated, and known as "The Engel-Ellis Bill."

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

On motion of Mr. Cooper, the Rules were suspended and the Resolution, H. J. R. 116, set out in the foregoing Message from the House, was concurred in and adopted by the Senate.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and adopted the following House Joint Resolution and sends same herewith to the Senate for its consideration:

By Messrs. Adwell, Bowers, Waggoner, Holman, Weeks, Money, Jackson (Jefferson), Ellis, Cook (Jefferson), House, Sessions, Dill, Crane, Yeilding, Gafford, Gloor and Cherner:

H. J. R. 117. WHEREAS, the Birmingham Athletics has this week won the pennant of the Southern Association Baseball League, and

WHEREAS, this achievement and honor has been accomplished by the hard work and outstanding abilities of Paul Bryant, Jr., General Manager; John McNamarra, Manager; and the entire team of players; and

WHEREAS, this fine achievement reflects honor on the State of Alabama and the City of Birmingham;

BE IT RESOLVED That the Legislature of Alabama, both Houses thereof concurring, that congratulations be extended to the entire team of the Birmingham Athletics; Paul Bryant, Jr.; and John McNamarra for this outstanding accomplishment and achievement.

BE IT FURTHER RESOLVED That this resolution be spread upon the Journals of the House and Senate of Alabama and that copies be forwarded to Mr. Paul Bryant, Jr. and Mr. John McNamarra.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

On motion of Mr. Morrow, the Rules were suspended and the Resolution, H. J. R. 117, set out in the foregoing Message from the House, was concurred in and adopted by the Senate.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the following Senate Joint Resolution and returns same herewith to the Senate:

S. J. R. 97. Creating a Joint Interim Committee on Highway Safety.

JOHN W. PEMBERTON,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has passed the following Senate Bills and returns same herewith to the Senate:

S. 266. To validate in certain cases elections heretofore held in municipalities or counties for the purpose of authorizing any special tax under the Constitution.

Also:

S. 268. To validate, in certain cases, municipal corporations attempted to be organized under the laws of Alabama and invalid because of any irregularity in the procedure for incorporation.

Also:

S. 272. To validate in certain cases elections heretofore held in municipalities or counties on the question of the issuance of bonds.

Also:

S. 273. To amend Act No. 484, H. 561, Regular Session 1957 (Acts 1957, p. 669), entitled "An Act to validate, in certain cases, industrial development boards attempted to be organized under the provisions of Act No. 648 adopted at the 1949 Regular Session of the Legislature of Alabama, as amended, and invalid because of any irregularity in the procedure for incorporation."

Also:

S. 158. To amend further Section 186 of Title 14, Code of Alabama 1940, which prescribes penalties for unlawful use, transportation, possession and sale of pistols.

Also:

S. 483. To make an appropriation for payment of court costs, expenses and attorneys fees incurred in the defense of cases involving Health, Education and Welfare "Guidelines" in Education.

Also:

S. 9. To amend Code of Alabama 1940, Title 36, Section 15, which relates to drivers of motor vehicles following other vehicles, so as to increase the distance which the driver of a truck must maintain between his truck and the truck which he is following.

Also:

S. 381. To amend Code of Alabama 1940, Title 46, Sections 195 and 205, relating to the state board of optometry, the renewal of licenses by optometrists, and the use of the proceeds of license or registration fees.

Also:

S. 184. Relating to civil remedies and procedure; to provide for enjoining the unauthorized or unlawful practice of professions, occupations, or callings, and providing for retrospective operation of the Act.

Also:

S. 182. To provide that insureds or other beneficiaries of insurance policies, subscribers to or other beneficiaries of medical hospital or hospital and medical service plans and contracts, shall, when visual services are offered, have freedom of choice of practitioner in the performance of services which are within the lawful scope of the practice of optometry.

Also:

S. 185. Relating to the administration of public assistance programs for the visually handicapped, prohibiting discrimination, and providing a remedy for violations.

JOHN W. PEMBERTON,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has passed the following Senate Bills and returns same herewith to the Senate:

S. 586. To authorize the Alabama public school and college authority, a public corporation, to issue and sell additional bonds in the principal amount of $5,000,000 for the purpose of constructing, equipping, establishing, creating, supporting and maintaining a four-year college at Montgomery under the supervision and control of the board of trustees of Auburn University.

Also:

S. 404. To create a special fund in the state treasury for deposit of certain gifts or cash donations made to the state department of archives and history and to designate it the "Memorial Fund—Department of Archives and History"; to authorize and regulate the use and expenditure of such fund; and to designate gifts payable to such fund as gifts to the State of Alabama for income tax purposes.

Also:

S. 395. To supplement the Workmen's Compensation Act of Alabama; to provide compensation for injured workmen and dependents of deceased workmen; and without limiting the comprehensiveness and generality of the foregoing, to supplement Chapter 5, Title 26, Code of Alabama 1940, as amended, known as the Workmen's Compensation Act of Alabama, by adding thereto the following to be designated as Article 2B of said chapter prescribing the liability of an employer to make compensation by way of damages for disablement or death of an employee caused by occupational exposure to radiation which arises out of and in the course of his employment; declaring said occupational exposure to radiation is to be regarded as an accident without regard to negligence of the employer and providing for acceptance of the provisions hereof by election and for the enforcement of such liability, modifying common law, contractual, and statutory remedies in such cases, regulating procedure for determination of such liability and the compensation payable and providing a period of limitation for filing suits on claims arising from occupational exposure to radiation.

Also:

S. 475. Relating to counties having a population of 600,000 or more according to the last or any succeeding federal census; and to provide for the allocation and distribution between and among said counties and the incorporated municipalities located therein of those portions of the net proceeds from the state gasoline excise tax that are allocated or apportioned to such counties and municipalities therein by Sections 3, 4 and 5 of Act No. 224 adopted at the Special Session of the Legislature of Alabama approved May 10, 1967; to repeal all laws or parts of laws in conflict herewith and to fix the effective date of this Act.

Also:

S. 608. Relating to administration of the State Highway Department; prescribing the salary of the Executive Assistant Highway Director.

Also:

S. 297. To apply only in counties having populations of not less than 300,000 nor more than 500,000, fixing the compensation of the assistant chief deputy sheriff of any such county and repealing conflicting laws.

Also:

S. 534. To amend Act No. 374, S. 213, approved August 10, 1965, an act creating the office of judge of the juvenile court in all counties having populations of not less than 225,000 nor more than 500,000, so as to impose extra, new and additional duties upon the judge of such court and to provide said judge with an allowance for the performance of such duties.

Also:

S. 452. To amend further Section VIII of the act approved September 15, 1939, creating and establishing the Personnel Department of Mobile County (Act No. 470, H. 952, Local Acts 1939, p. 298).

Also:

S. 100. Relating to counties having populations of not less than 300,000 nor more than 500,000; fixing the compensation of the judges of probate of such counties.

Also:

S. 564. To change the method of compensating certain officers of Baldwin County, placing such officers on a salary basis, and providing for the operation of their offices on such basis.

Also:

S. 490. To authorize, provide for the licensing of, and to regulate the operation of, and hunting on privately owned hunting preserves, stocked by artifically propagated upland birds in all counties having populations of not less than 300,000 nor more than 500,000 according to the 1960 or any subsequent federal decennial census; to prescribe the fees for such licenses, provide for their collection and distribution; and to prescribe penalties for violation of this Act.

Also:

S. 602. To provide further for funds for the maintenance and operation of a county health department under direction of a county health officer in all counties having populations of not less than 300,000 nor more than 500,000, according to the most recent federal decennial census.

Also:

S. 588. To provide retirement allowances for certain elected officials of Mobile County and of incorporated municipalities therein; providing for contributions by elected officials from the salaries paid them as public officials; providing for certain payment in event of disability; providing for approval of a majority of the voters in the respective political subdivisions before the provisions of this act can become operative as to any such subdivision.

JOHN W. PEMBERTON,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has passed the following Senate Bills and returns same herewith to the Senate:

S. 595. To provide an expense account for coroners in counties having populations not less than 22,372 nor more than 24,000 in lieu of all fees he now receives.

Also:

S. 597. To fix the compensation of certain county officers in all counties having populations of not less than 46,500 nor more than 48,000; to repeal conflicting laws; and to provide for a referendum.

Also:

S. 600. To alter, re-arrange and extend the boundary lines and corporate limits of the City of Selma, Dallas County, so as to annex certain territory to the city.

Also:

S. 604. Relating to counties having populations of not less than 48,500 nor more than 49,500; providing an additional allowance for the tax assessors and tax collectors of such counties.

Also:

S. 605. Relating to Barbour County: providing for distribution of a portion of the county's share of the state gasoline excise tax to the incorporated municipalities in the county.

Also:

S. 606. To amend Section 28 (1), Subdivision 1, Article 23A, Title 14A of the Code of Alabama, Recompiled 1958, 1965 Cumulative Supplement, as last amended (1961, P. 455, appvd. Aug. 7, 1961), providing for additional clerk in office of judge of probate, and fixing the compensation therefor.

Also:

S. 609. Relating to all counties having populations of not less than 47,000 nor more than 49,000, according to the most recent federal decennial census, providing further for the expense allowances of the chairman and members of the county governing body.

Also:

S. 407. To amend further Section 1 of Act No. 936, H. 652, Regular Session 1951 (Acts 1951, p. 1605), an Act relating to Supernumerary Circuit Judges, so as to regulate further their compensation while actively performing the duties of a circuit court judge.

JOHN W. PEMBERTON,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has passed the following Senate Bills and returns same herewith to the Senate:

S. 571. To provide further for the selection of textbooks and instructional materials for use in the public schools of Lamar County.

Also:

S. 573. To amend further Act No. 242, H. 678, Regular Session 1949, relating to the court of common pleas of Lee County, so as to make further provisions respecting allowances for expenses of the judge and deputy district attorney and for operation of the juvenile division of said court.

Also:

S. 576. To amend Section 5 of Act No. 163, H. 765 approved July 23, 1965, an Act entitled "To amend Section 5 of Act No. 11, S. 88, approved May 30, 1957 (Acts 1957, v. I, p. 35), an Act entitled 'To provide deputies, clerks, and other assistants for certain officers of Houston County, to regulate their compensation and provide for the payment thereof, and to repeal conflicting laws,' so as to further regulate the salaries of certain deputies of the sheriff." So as to provide additional compensation for certain deputies of the sheriff.

Also:

S. 578. To alter, rearrange and extend the boundary lines and corporate limits of the City of Boaz in Marshall County.

Also:

S. 579. To authorize the establishment of branch banks in counties having a population of not less than 26,000 nor more than 27,000.

Also:

S. 587. To amend Act No. 118, Local Acts of 1939, page 66, approved March 8, 1939, which said act is entitled: "AN ACT to create and establish a Board of Jury Supervisors in Montgomery County, Alabama, to provide that the Circuit Judges, the Judge of Probate, the Sheriff, and the Clerk of the Circuit Court of Montgomery County shall constitute The Board of Jury Supervisors and to confer upon them all the jurisdiction and all the powers and authority which is now or which may hereafter be by law vested in Jury Boards and Jury Commissions in this State; to provide that they shall perform and discharge all the duties of Jury Boards and Jury Commissions without compensation, except as provided by this Act; to authorize them to elect one of their number President of such Board of Jury Supervisors, and to provide that the Clerk of the Circuit Court of Montgomery County shall be ex-officio clerk of such Board of Jury Supervisors; to fix his salary as such clerk, the man-

ner of its payment, and to provide for the delivery to this Board of the papers and records of any former Board of Jury Supervisors, Jury Board or Jury Commission of Montgomery County." To repeal that portion of Act No. 100, General Acts of Alabama, Regular Session, 1965, page 152, approved July 7, 1965 which amends Section 3(a) of Act No. 250, General Acts of Alabama, Regular Session, 1959.

Also:

S. 589. To provide additional and alternate methods of annexation of certain territory to municipalities in counties in the State of Alabama having a population of not less than ninety-six thousand (96,000) nor more than one hundred six thousand (106,000) inhabitants according to the last or any subsequent Federal Census.

Also:

S. 590. To alter, rearrange and extend the boundary lines of the City of Gadsden, Alabama in Etowah County, Alabama, so as to include within the corporate limits of said City certain property therein set out and described.

Also:

S. 593. Relating to Etowah County; to provide for the appointment of the county superintendent of education; to prescribe the qualifications, duties, term of office, and compensation of such officer; and to repeal all conflicting laws.

JOHN W. PEMBERTON,
Clerk.

BILLS ON THIRD READING RESUMED

The Bill:

H. 578. To amend Section 2 of Act No. 217 enacted at the 1967 Special Session of the Legislature of Alabama so as to clarify the provisions thereof exempting utility services therefrom and so as to exempt from the provisions of said act contracts relating to industrial development, contracts for the furnishing of fiscal or financial advice or services, contracts for the construction and equipment of buildings for public building authorities under the provisions of Act No. 493 of the 1955 Regular Session of the Legislature of Alabama (as amended) and certain purchases made for use in the operation of certain water works systems, sanitary sewer systems, electric systems and gas systems that are owned by counties, municipalities or by public corporations, boards or authorities that are agencies, departments or instrumentalities of counties or municipalities.

was taken up.

Mr. Torbert moved that further consideration of the Bill, H. B. 578, be postponed until 6:15 P. M.

On motion of Mr. Harris, the motion to postpone was laid on the table.

Yeas 24; Nays 8.

Yeas:

Messrs.:	Gilmore	Lindsey	O'Bannon
Bailes	Givhan	Lolley	Radney
Branyon	Harris	McCarley	Skidmore
Carr	Hawkins	McDermott	Stone
Childs	Jackson	Morrow	Turner
Folsom	Leonard	Nabors	Vacca
Giles			

—24

Nays:

Messrs.:	Clark	Goodwyn	Pierce	
Adams	Cooper	Pelham	Torbert	
Albea				—8

And said Bill, H. B. 578, was then read a third time at length and passed.

Yeas 23; Nays 9.

Yeas:

Messrs.:	Folsom	Lindsey	O'Bannon	
Bailes	Giles	Lolley	Radney	
Branyon	Harris	McCarley	Skidmore	
Carr	Hawkins	McDermott	Stone	
Childs	Jackson	Morrow	Turner	
Dominick	Leonard	Nabors	Vacca	
				—23

Nays:

Messrs.:	Clark	Goodwyn	Pierce	
Adams	Cooper	Pelham	Torbert	
Albea	Engel			—9

The Bill:

H. 635. Relating to the Thirtieth Judicial Circuit; creating an additional judgeship for such circuit; providing for the designation of such judgeships by number and for a presiding judge of such circuit; and providing for the election, term, compensation, powers, duties, liabilities and authority of an additional judge for such circuit.

was taken up.

Mr. Carr offered the following amendment to the Bill, H. B. 635, to-wit:

AMENDMENT TO H. B. 635

Amend Section 1 of House Bill 635 to read as follows:

Section 1. There shall be an additional judgeship for the Thirtieth Judicial Circuit of Alabama. A judge for the additional judgeship hereby created shall be elected at the next regular general election for Circuit Judges in 1970. Thereafter a judge for the additional judgeship shall be elected as are the other Circuit Judges in this State.

Which was adopted.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Dominick	Leonard	Pelham	
Adams	Engel	Lindsey	Pierce	
Albea	Folsom	Lolley	Radney	
Bailes	Giles	McCarley	Skidmore	
Carr	Gilmore	McDermott	Stone	
Clark	Givhan	Morrow	Torbert	
Cooper	Goodwyn			—25

Nays: —0

And said Bill, H. B. 635, as thus amended, was then read a third time at length and passed.

Yeas 33; Nays 2.

Yeas:

Messrs.:	Engel	Lindsey	Pelham	
Adams	Folsom	Lolley	Pierce	
Albea	Giles	McCarley	Radney	
Bailes	Givhan	McDermott	Skidmore	
Carr	Goodwyn	Morrow	Stone	
Childs	Harris	Nabors	Torbert	
Clark	Hawkins	O'Bannon	Turner	
Cooper	Jackson	Oden	Vacca	
Dominick	Leonard			—33

Nays: Messrs.: Branyon, Gilmore —2

The Bill:

H. 51. To propose an amendment to the Constitution providing a means of adopting local amendments to the Constitution at local elections.

was read a third time at length as required by the Constitution and lost for failure to receive the required Constitutional majority.

Yeas 18; Nays 16.

Yeas:

Messrs.:	Goodwyn	Morrow	Pierce	
Bailes	Harris	Nabors	Radney	
Carr	Hawkins	O'Bannon	Torbert	
Childs	McCarley	Oden	Vacca	
Dominick	McDermott	Pelham		—18

Nays:

Messrs.:	Cooper	Givhan	Lolley	
Adams	Engel	Jackson	Skidmore	
Albea	Folsom	Leonard	Stone	
Branyon	Giles	Lindsey	Turner	
Clark				—16

MESSAGE FROM THE HOUSE

Mr. President:

The House has passed the following Senate Bills and returns same herewith to the Senate:

S. 261. To amend Act No. 310, H. 148, Page 367, of the Regular Session of the Alabama Legislature, 1953.

Also:

S. 311. To authorize the Board of Commissioners of any incorporated municipality organized and operating under the provisions of Chapter 4, Article 1, Title 37, Code of Alabama 1940, as amended, which owns and operates a light and power system, a municipal water system, a municipal sewer system or a municipal gas system, one or any of them, to employ the Mayor or President of the Board of Commissioners to act as superintendent of such system or systems; to authorize a municipal board or a municipal public corporation, operating in a municipality or-

ganized under the provisions of Chapter 4, Article 1, Title 37, Code of Alabama 1940, which owns or operates a municipal light and power system, a municipal water system, a municipal sewer system, or a municipal gas system, one or any of them, to employ the Mayor or President of the Board of Commissioners to act as superintendent of such system or systems; to fix his duties while so acting as superintendent, to pay additional compensation for his service as superintendent of such system or systems, and to validate the employment of and compensation paid to any Mayor or President of the Board of Commissioners for services heretofore rendered as superintendent of any such system or systems.

Also:

S. 302. To provide that a dog guide may accompany a blind person in any place of public accommodation or public conveyance; to provide that violation of this Act shall be a misdemeanor.

JOHN W. PEMBERTON,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has passed the following Senate Bills and returns same herewith to the Senate:

S. 81. To designate Hematite as the official mineral of the State of Alabama.

Also:

S. 310. Proposing an amendment to Article XII, Section 225, as amended, of the Constitution of Alabama, in relation to indebtedness of incorporated municipalities.

JOHN W. PEMBERTON,
Clerk.

BILLS ON THIRD READING RESUMED

The Bill:

H. 714. To provide for public highways, streets and bridges in any county having a population in excess of 600,000, according to the last or any succeeding federal census; and to that end to require that each such county provide the services of a County Engineer for its highway, street and bridge program and to make further provisions for the distribution among any such county and the municipalities therein of (1) those portions of the net proceeds from the State Gasoline Excise Tax that are allocated or apportioned to such county by Sections 3 and 4 of Act No. 224 adopted at the special session of the Legislature of Alabama that convened on March 2, 1967.

was taken up.

Mr. Morrow offered the following substitute for the Bill, H. B. 714, to-wit:

SUBSTITUTE FOR H. B. 714

A BILL
TO BE ENTITLED
AN ACT

Relating to counties having a population of 600,000 or more according to the last or any succeeding federal census; and to provide for

the allocation and distribution between and among said counties and the incorporated municipalities located therein of those portions of the net proceeds from the State Gasoline Excise Tax that are allocated or apportioned to such counties and municipalities therein by Sections 3, 4 and 5 of Act No. 224 adopted at the Special Session of the Legislature of Alabama approved May 10, 1967; to repeal all laws or parts of laws in conflict herewith and to fix the effective date of this Act.

Be It Enacted by the Legislature of Alabama:

Section 1. Definitions and Use of Phrases. The following words and phrases, wherever used in this Act, shall have the respective meanings hereinafter ascribed to them.

"The county" means any county that at the time is subject to the provisions of this Act.

"Federal census" means any decennial census and any special census made by or under the direction of the Bureau of the Census of the United States Department of Commerce, or by any other bureau or agency of the United States that may succeed to the functions of the said Bureau of the Census.

"Highway gasoline tax" means (a) the excise tax levied under Section 647 of Title 51 of the Code of Alabama of 1940, as amended, exclusive of those portions of the said tax in respect of aviation fuel and marine gasoline, as those terms are used in the said Section 647, and (b) the excise tax levied by Act No. 674 adopted at the 1961 Regular Session of the Legislature, as amended, exclusive of that portion of the said tax in respect of diesel fuel.

"Highway gasoline tax distribution act" means Act No. 224 adopted at the Special Session of the Legislature of Alabama approved May 10, 1967.

"Municipality" means a municipal corporation incorporated under the laws of the State.

"The State" means the State of Alabama.

Section 2. Application of Act; Legislative Intent. This Act shall apply to each county in the State that has a population of 600,000 or more, according to the last or any subsequent federal census. It is the intention of the Legislature by the passage of this Act to provide for public highways, streets and bridges in each county in the State that may at any time be subject to the provisions of this Act, and to provide for the distribution in the manner hereinafter specified of the tax proceeds allocated or payable to such county and the municipalities therein pursuant to the provisions of the highway gasoline tax distribution act.

Section 3. Distribution of Those Portions of the Proceeds from the Highway Gasoline Tax Allocated to Each County and the Municipalities therein Subject to this Act. The term "the total amount" as used in this Section 3 means the total of all amounts allocated or apportioned pursuant to either of Sections 3, 4 and 5 of the Highway Gasoline Tax Distribution Act, to any county or municipalities therein subject to the provisions of this Act. The total amount shall be distributed as follows:

(a) First, thirteen percent (13%) of the total amount shall be paid to the county;

(b) Second, after the payment provided for in (a) above, there shall be divided among and distributed to the county and the municipalities therein on the basis of the ratio of the population of the county and the

various municipalities to the total county population, according to the most recent federal census, an amount which shall be equal to the difference between the total amount and the amount paid to the county under (a) above, unless the total amount exceeds $6,000,000.00; and if the total amount exceeds $6,000,000.00, the amount to be divided between the county and the municipalities under this provision (b) shall be an amount equal to the difference between $6,000,000.00 and the amount paid to the county under (a), above;

(c) Third, if the total amount exceeds $6,000,000.00, then after the payments provided for in (a) and (b) above, the first $500,000.00 of the total amount in excess of $6,000,000.00 shall be paid to the county; and

(d) Fourth, if the total amount exceeds $6,500,000.00, then after the payments provided for in (a), (b) and (c) above, that part of the total amount in excess of $6,500,000.00 shall be divided among and distributed to the county and the municipalities therein on the basis of the ratio of the population of the county and the various municipalities to the total county population, according to the most recent federal census.

The distribution provided for in this section shall be made in lieu of the distribution in the county that is provided for in Section 5 of the highway gasoline tax distribution act. The State Treasurer shall make the allocation to the counties subject to this Act and pay over such funds so allocated to such counties to the Probate Judge or other official in such county charged with the responsibility of collecting excise and license taxes in such county and said county official shall then promptly allocate and distribute all funds so allocated and received between the county and the municipalities therein on the basis as herein provided.

Section 4. Distribution to Municipalities Incorporated after September 30, 1967, in Each County Subject to this Act. Any municipality incorporated after September 30, 1967, shall not participate in the distribution provided for in this act until the fiscal year next succeeding the fiscal year during which it is incorporated; and each such municipality shall for the purpose of any computation under this act be deemed throughout the fiscal year during which it is incorporated to constitute unincorporated territory in the county. The population of any municipality incorporated subsequent to the taking of the then next preceding federal census shall be deemed, until the effective date of the then next succeeding federal census, to be the population shown by the census for that municipality taken pursuant to the requirements of Section 13 of Title 37 of the Code of Alabama of 1940.

Section 5. Effective Date of Census. For the purposes of this Act, each federal census shall be deemed to be effective on the first day of October next following the publication of the results of any such census or, if no such publication is made, then on the first day of October next following the official report of such census.

Section 6. Use of Tax Proceeds Distributed Under This Act. All tax proceeds paid to the county pursuant to the provisions of this Act shall be used by the county only for the construction, reconstruction, maintenance, widening, alteration and improvement of public roads and bridges, as is now or may hereafter be provided by law, including payment of the principal of and interest on any securities at any time issued by the county pursuant to law for payment of which all or any of the proceeds from the highway gasoline tax were or may be lawfully pledged, and such use may also be for the purpose and subject to the provisions contained in Act No. 838 adopted at the 1953 Regular Session of the Legislature; provided, that no part of the said tax proceeds shall be expended contrary to the provisions of the Constitution of the State.

All tax proceeds paid to any municipality pursuant to the provisions of this Act shall be used by such municipality only for the construction, reconstruction, maintenance, widening, alteration and improvement of public roads, bridges, streets, and other public ways, including payment of the principal of and interest on any securities at any time issued by the municipality pursuant to law for the payment of which any part of the said proceeds were or may be lawfully pledged; provided, that no part of the said tax proceeds shall be expended contrary to the provisions of the Constitution of the State.

Section 7. The county shall perform no work on any street, road or avenue in any municipality located within the county unless such municipality shall pay or reimburse the County for the full cost of any such work so performed, including a reasonable charge for all materials, labor and engineering incident thereto.

Section 8. Repeal of Conflicting Laws. All laws or parts of laws in conflict with this Act, are to the extent of such conflict hereby expressly repealed.

Section 9. Severability Clause. In the event any section, sentence, clause or portion of this Act should be declared invalid by any court of competent jurisdiction, such invalidity shall not affect the validity of any of the remaining sections, sentences, clauses or portions of this Act which shall continue effective.

Section 10. Effective Date of this Act. This Act shall become effective on October 1, 1967.

Which was adopted.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Dominick	Lindsey	Pelham	
Adams	Engel	Lolley	Pierce	
Albea	Folsom	McCarley	Radney	
Bailes	Gilmore	Morrow	Skidmore	
Carr	Goodwyn	O'Bannon	Stone	
Childs	Hawkins	Oden	Vacca	
Cooper	Leonard			—25

Nays: —0

And said Bill, H. B. 714, as thus amended by the Substitute, was then read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Dominick	Lindsey	Pelham	
Adams	Engel	Lolley	Pierce	
Albea	Folsom	McCarley	Radney	
Bailes	Gilmore	Morrow	Skidmore	
Carr	Goodwyn	O'Bannon	Stone	
Childs	Hawkins	Oden	Vacca	
Cooper	Leonard			—25

Nays: —0

The Bill:

H. 158. To alter, rearrange and extend the boundaries of the City of Selma in Dallas County; and to provide for a referendum election to determine whether this Act will become effective.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	McCarley	Radney	
Branyon	Folsom	McDermott	Skidmore	
Carr	Giles	Morrow	Stone	
Childs	Givhan	Nabors	Torbert	
Clark	Harris	O'Bannon	Turner	
Cooper	Hawkins	Oden	Vacca	
Dominick	Jackson			—25

Nays: —0

The Bill:

H. 488. To fix the compensation or salary of the Register of the Circuit Court in all counties having a population of not less than 300,000 nor more than 500,000, according to the last or any subsequent Federal decennial census, and to provide for the payment thereof.

was taken up.

Mr. Engel offered the following amendment to the Bill, H. B. 488, to-wit:

AMENDMENT TO H. B. 488

Amend H. B. 488 by striking the words and figures "Eleven Thousand Five Hundred ($11,500.00) Dollars" wherever they appear and inserting in lieu thereof the words and figures "Twelve Thousand Five Hundred ($12,500.00) Dollars."

Which was adopted.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Jackson	O'Bannon	
Adams	Giles	Leonard	Oden	
Albea	Gilmore	Lindsey	Pelham	
Carr	Givhan	Lolley	Radney	
Childs	Goodwyn	McDermott	Skidmore	
Clark	Harris	Nabors	Stone	
Cooper	Hawkins			—25

Nays: —0

And said Bill, H. B. 488, as thus amended, was then read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Jackson	O'Bannon	
Adams	Giles	Leonard	Oden	
Albea	Gilmore	Lindsey	Pelham	
Carr	Givhan	Lolley	Radney	
Childs	Goodwyn	McDermott	Skidmore	
Clark	Harris	Nabors	Stone	
Cooper	Hawkins			—25

Nays: —0

The Bill:

H. 487. To fix the compensation or salary of the clerk of the circuit court in all counties having a population of not less than 300,000 nor more than 500,000, according to the last or any subsequent federal decennial census, and to provide for the payment thereof.

was taken up.

Mr. Engel offered the following amendment to the Bill, H. B. 487, to-wit:

AMENDMENT TO H. B. 487

Amend H. B. No. 487 by striking the words and figures "Twelve Thousand Dollars ($12,000)" wherever they may appear and inserting in lieu thereof the words and figures "Thirteen Thousand Dollars ($13,000.00)".

Which was adopted.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Giles	Leonard	Oden	
Branyon	Gilmore	Lindsey	Pelham	
Carr	Givhan	Lolley	Radney	
Childs	Goodwyn	McDermott	Torbert	
Clark	Harris	Nabors	Turner	
Cooper	Hawkins	O'Bannon	Vacca	
Engel	Jackson			—25

Nays: —0

And said Bill, H. B. 487, as thus amended, was then read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Giles	Leonard	Oden	
Branyon	Gilmore	Lindsey	Pelham	
Carr	Givhan	Lolley	Radney	
Childs	Goodwyn	McDermott	Torbert	
Clark	Harris	Nabors	Turner	
Cooper	Hawkins	O'Bannon	Vacca	
Engel	Jackson			—25

Nays: —0

The Bill:

H. 273. Relating to counties having populations of not less than 300,000 nor more than 500,000; fixing the compensation of the judges of probate of such counties.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Bailes	Childs	Gilmore
Adams	Branyon	Engel	Givhan
Albea	Carr	Giles	Goodwyn

Harris	McDermott	Pelham	Stone	
Leonard	Nabors	Radney	Turner	
Lindsey	O'Bannon	Skidmore	Vacca	
Lolley	Oden			—25

Nays: —0

The Bill:

H. 175. To amend Section 5 of Act No. 181 adopted at the regular session of the legislature of Alabama, 1957 Session, on August 7, 1957, providing for the compensation of the members of the County Commission of Mobile County.

was taken up.

Mr. Engel offered the following amendment to the Bill, H. B. 175, to-wit:

AMENDMENT TO H. B. 175

Amend H. B. 175 by striking Section 5 thereof in its entirety and inserting in lieu thereof the following:

"Section 5. The members of the county commission of Mobile County shall devote their full time to the discharge of their official duties. Effective for the term of office commencing on the first Monday after the second Tuesday in January, 1969, and thereafter, the President of the commission shall receive an annual salary of sixteen thousand dollars ($16,000) and each associate commissioner shall receive an annual salary of fifteen thousand dollars ($15,000). The salaries of the president and associate commissioners shall be paid in equal monthly installments from any funds in the county treasury available for that purpose, as provided by law."

Which was adopted.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Gilmore	Lindsey	Radney	
Branyon	Givhan	Lolley	Skidmore	
Carr	Goodwyn	McDermott	Stone	
Childs	Harris	Nabors	Torbert	
Clark	Hawkins	O'Bannon	Turner	
Engel	Jackson	Pelham	Vacca	
Giles	Leonard			—25

Nays: —0

And said Bill, H. B. 175, as thus amended, was then read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Gilmore	Lindsey	Radney	
Branyon	Givhan	Lolley	Skidmore	
Carr	Goodwyn	McDermott	Stone	
Childs	Harris	Nabors	Torbert	
Clark	Hawkins	O'Bannon	Turner	
Engel	Jackson	Pelham	Vacca	
Giles	Leonard			—25

Nays: —0

The Bill:

H. 171. To amend Act No. 111, H. 419, Regular Session 1955 (Acts of Alabama 1955, p. 356) entitled "An Act To fix the salary of the tax collector of Mobile County, and to regulate the payment thereof," and to repeal conflicting laws.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Lindsey	Pelham	
Adams	Givhan	Lolley	Skidmore	
Albea	Goodwyn	McDermott	Stone	
Bailes	Harris	Nabors	Torbert	
Clark	Hawkins	O'Bannon	Turner	
Cooper	Jackson	Oden	Vacca	
Dominick	Leonard			—25

Nays: —0

The Bill:

H. 81. To fix the salary of the tax assessor of Mobile County and to regulate the payment thereof.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Lolley	Radney	
Adams	Giles	McDermott	Skidmore	
Albea	Gilmore	Nabors	Stone	
Bailes	Givhan	O'Bannon	Torbert	
Branyon	Jackson	Oden	Turner	
Carr	Leonard	Pelham	Vacca	
Childs	Lindsey			—25

Nays: —0

The Bill:

H. 73. Relating to counties having populations of not less than 300,000 nor more than 500,000 according to the most recent or any subsequent federal decennial census; further providing for the procedure for redeeming lands sold for taxes in such counties; transferring certain duties of the probate judge to the tax collector; relieving the probate judge of such duties; providing additional compensation for the tax collector for performing such extra, new and additional duties; and repealing conflicting Acts.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Clark	Harris	Oden	
Adams	Cooper	Hawkins	Pelham	
Albea	Engel	Jackson	Stone	
Bailes	Giles	Lolley	Torbert	
Branyon	Gilmore	McCarley	Turner	
Carr	Givhan	McDermott	Vacca	
Childs	Goodwyn			—25

Nays: —0

The Bill:

H. 71. To amend Act Number 172, House Bill 187 of the Acts of Alabama first and second Special Sessions of 1964, page 236, approved August 28, 1964, entitled an Act, "Relating to Judicial Circuits composed of one County and having not less than four Circuit Judges and not more than nine Circuit Judges; to provide for the positions of Administrative Assistant to the Circuit Solicitor and Legal Stenographer to the Circuit Solicitor in said circuits; to prescribe their duties; to fix their term of employment and to prescribe their compensation and provide for the payment of their compensation out of the General Fund of the County."

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Giles	Leonard	Oden	
Bailes	Gilmore	Lindsey	Pelham	
Branyon	Givhan	Lolley	Pierce	
Carr	Goodwyn	McDermott	Radney	
Childs	Harris	Nabors	Skidmore	
Clark	Hawkins	O'Bannon	Stone	
Engel	Jackson			—25

Nays: —0

The Bill:

H. 501. To provide that the governing body of cities having a population of not less than two hundred thousand nor more than three hundred thousand according to the last or any subsequent federal decennial census shall be empowered to offer a reward for the apprehension or furnishing of information leading to the apprehension and conviction of persons committing crimes within said cities in an amount not exceeding one thousand dollars.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	McDermott	Pierce	
Branyon	Givhan	Morrow	Radney	
Carr	Goodwyn	Nabors	Skidmore	
Childs	Harris	O'Bannon	Stone	
Clark	Hawkins	Oden	Torbert	
Cooper	Jackson	Pelham	Turner	
Dominick	McCarley			—25

Nays: —0

The Bill:

H. 470. Relating to counties having a population of not less than 36,600 and not more than 37,600 according to the last federal decennial census and providing for the compensation of the members of The Board of Equalization in such counties.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Lindsey	Pelham	
Adams	Folsom	Lolley	Pierce	
Albea	Giles	Morrow	Radney	
Bailes	Gilmore	Nabors	Stone	
Clark	Hawkins	O'Bannon	Turner	
Cooper	Jackson	Oden	Vacca	
Dominick	Leonard			—25

Nays: —0

The Bill:

H. 357. To amend Act No. 154, H. 746, Regular Session 1965, an act creating the office of commissioner of licenses in counties having populations of not less than 76,000 nor more than 96,000 according to the most recent federal decennial census (Acts 1965, v. 1, p. 218) so as to make further provisions respecting the compensation of the commissioner of licenses.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Dominick	Leonard	Pelham	
Albea	Engel	Lindsey	Pierce	
Branyon	Folsom	Lolley	Radney	
Carr	Giles	McCarley	Skidmore	
Childs	Gilmore	McDermott	Stone	
Clark	Givhan	Morrow	Vacca	
Cooper	Goodwyn			—25

Nays: —0

The Bill:

H. 191. Relating to all counties having populations of not less than 76,000 nor more than 96,000 according to the most recent federal decennial census, further regulating the compensation and allowances of the chairman and members of the court of county commissioners, board of revenue, or other like county governing body; repealing conflicting laws.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Dominick	Leonard	Pelham	
Albea	Engel	Lindsey	Pierce	
Branyon	Folsom	Morrow	Stone	
Carr	Giles	Nabors	Torbert	
Childs	Harris	O'Bannon	Turner	
Clark	Hawkins	Oden	Vacca	
Cooper	Jackson			—25

Nays: —0

The Bill:

H. 192. Relating to all counties having populations of not less than 76,000 nor more than 96,000, according to the most recent federal decennial census, providing further for the compensation of the chairman and members of the court of county commissioners, board of revenue or other like county governing body, repealing conflicting laws.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Dominick	Leonard	Oden	
Adams	Engel	Lindsey	Pelham	
Albea	Folsom	Lolley	Pierce	
Carr	Goodwyn	McCarley	Radney	
Childs	Harris	McDermott	Skidmore	
Clark	Hawkins	O'Bannon	Stone	
Cooper	Jackson			—25

Nays: —0

The Bill:

H. 540. To apply only in counties having populations of not less than 25,800 nor more than 26,700, providing that the Pike County Board of Education is hereby authorized to expend public school funds for the purpose of purchasing a site and providing suitable and adequate office facilities for the county superintendent of education and the central office staff.

was taken up.

Mr. Lolley offered the following substitute for the Bill, H. B. 540, to-wit:

A BILL
TO BE ENTITLED
AN ACT

To apply only in counties having populations of not less than 25,800 nor more than 26,700, according to the most recent federal decennial census, providing that the Board of Education of any such county is hereby authorized to expend public school funds for the purpose of purchasing a site and providing suitable and adequate office facilities for the county superintendent of education and the central office staff.

Be It Enacted by the Legislature of Alabama:

Section 1. The Board of Education of any county having a population of not less than 25,800 nor more than 26,700 according to the most recent federal decennial census is hereby authorized to expend public school funds for the purpose of purchasing a site and providing suitable and adequate office facilities for the county superintendent of education and the central office staff.

Section 2. The Board of Education of any such county is hereby authorized to expend public school funds for all necessary supplies and equipment to be used in the office of the County Superintendent of Education over and beyond the supplies and equipment normally furnished by the county governing body.

Section 3. This authorization for the Board of Education to expend public school funds for the purposes enumerated in Sections 1 and 2 above shall in no way relieve the county governing body of its responsibility to continue furnishing the utilities and the normal forms and supplies now furnished by the county governing body.

Section 4. All laws or parts of laws which conflict with this Act are repealed.

Section 5. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Which was adopted.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Lolley	Pelham	
Adams	Folsom	McDermott	Pierce	
Albea	Giles	Morrow	Radney	
Bailes	Harris	Nabors	Torbert	
Clark	Hawkins	O'Bannon	Turner	
Cooper	Jackson	Oden	Vacca	
Dominick	Leonard			—25

Nays: —0

And said Bill, H. B. 540, as thus amended by the substitute, was then read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Lolley	Pelham	
Adams	Folsom	McDermott	Pierce	
Albea	Giles	Morrow	Radney	
Bailes	Harris	Nabors	Torbert	
Clark	Hawkins	O'Bannon	Turner	
Cooper	Jackson	Oden	Vacca	
Dominick	Leonard			—25

Nays: —0

The Bill:

H. 516. To declare the public policy of the State with respect to violation of Section 420, Title 14, Code of Alabama (1940) as amended by an Act approved August 17, 1951, and as further amended by an Act approved July 24, 1953, in Counties in Alabama having a population of not less than 76,000, nor more 96,000 inhabitants according to the last or any subsequent Federal decennial census; to determine and declare that prosecution and the impositions of criminal penalties is inadequate to prevent violations and that the remedy at law to enforce the same is inadequate in such Counties; to declare that habitual violations of the statute constitutes a legal nuisance in such Counties; to provide certain exemptions; to prevent unfair competition among merchants and shopkeepers by reason of violations of said statute as amended in such Counties; to provide for means and procedure and to prescribe evidentiary presumptions for the enforcement thereof by injunction and to confer jurisdiction for enforcement upon courts having equity jurisdiction in such Counties; to render the provisions of this Act severable; to declare the date on which the Act shall become effective.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Dominick	Leonard	Pelham	
Albea	Engel	Lindsey	Pierce	
Branyon	Folsom	Lolley	Radney	
Carr	Giles	McCarley	Skidmore	
Childs	Gilmore	McDermott	Turner	
Clark	Givhan	Oden	Vacca	
Cooper	Goodwyn			—25

Nays: —0

The Bill:

H. 515. To alter, extend, re-arrange and re-design the boundaries and corporate limits of the city of Union Springs in Bullock County, Alabama.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Dominick	Jackson	O'Bannon	
Bailes	Giles	Leonard	Oden	
Branyon	Gilmore	Lolley	Stone	
Carr	Givhan	McDermott	Torbert	
Childs	Goodwyn	Morrow	Turner	
Clark	Harris	Nabors	Vacca	
Cooper	Hawkins			—25

Nays: —0

The Bill:

H. 533. To alter, rearrange and extend the boundary lines and corporate limits of the City of Huntsville so as to annex certain territory to the City of Huntsville, Madison County, Alabama.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Leonard	Oden	
Adams	Giles	Lindsey	Pelham	
Albea	Givhan	McDermott	Pierce	
Bailes	Goodwyn	Morrow	Radney	
Clark	Harris	Nabors	Skidmore	
Cooper	Hawkins	O'Bannon	Turner	
Dominick	Jackson			—25

Nays: —0

The Bill:

H. 477. To provide an additional and alternate method of issuing licenses and the paying for same in Madison County.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Lindsey	Pelham	
Adams	Giles	Lolley	Pierce	
Albea	Givhan	McCarley	Radney	
Bailes	Goodwyn	McDermott	Skidmore	
Branyon	Harris	Morrow	Stone	
Carr	Hawkins	Nabors	Torbert	
Childs	Leonard			—25

Nays: —0

The Bill:

H. 615. To amend Act No. 437, H. 886, approved November 13, 1959, an act creating a jury commission for Covington County (Acts 1959, v. 2, p. 1125).

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Dominick	Leonard	Pelham	
Adams	Engel	Lindsey	Pierce	
Albea	Folsom	Lolley	Radney	
Bailes	Giles	McCarley	Skidmore	
Branyon	Harris	O'Bannon	Stone	
Carr	Hawkins	Oden	Turner	
Cooper	Jackson			—25

Nays: —0

The Bill:

H. 584. To provide an expense allowance for the judge of the circuit court of the twenty-sixth judicial circuit of Alabama and repeal conflicting laws.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Dominick	McCarley	Radney	
Adams	Gilmore	McDermott	Skidmore	
Albea	Givhan	Morrow	Stone	
Bailes	Goodwyn	Nabors	Torbert	
Branyon	Harris	O'Bannon	Turner	
Carr	Hawkins	Oden	Vacca	
Clark	Jackson			—25

Nays: —0

The Bill:

H. 616. Proposing an amendment to the Constitution relating to costs and charges of courts in Elmore County.

Was read a third time at length as required by the Constitution and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Lindsey	Pelham	
Branyon	Folsom	Lolley	Radney	
Carr	Giles	Morrow	Stone	
Childs	Harris	Nabors	Torbert	
Clark	Hawkins	O'Bannon	Turner	
Cooper	Jackson	Oden	Vacca	
Dominick	Leonard			—25

Nays: —0

The Bill:

H. 565. To authorize and provide for the establishment, maintenance, equipping, operation, and financing of a public law library in Elmore County; and to provide for the taxing and collection of law library fees as items of court costs in cases docketed in certain courts within the county.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Gilmore	Lolley	Pelham	
Adams	Givhan	McCarley	Radney	
Branyon	Goodwyn	McDermott	Stone	
Carr	Harris	Morrow	Torbert	
Childs	Hawkins	Nabors	Turner	
Clark	Leonard	Oden	Vacca	
Engel	Lindsey			—25

Nays: —0

The Bill:

H. 612. To provide for a division of the Court of Common Pleas of Tallapoosa County composed of Beats 10, 12, and 13 of said county, and for holding sessions of the court at Carrville.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Leonard	Pelham	
Adams	Folsom	Lindsey	Radney	
Albea	Giles	Lolley	Stone	
Bailes	Goodwyn	Nabors	Torbert	
Clark	Harris	O'Bannon	Turner	
Cooper	Hawkins	Oden	Vacca	
Dominick	Jackson			—25

Nays: —0

The Bill:

H. 552. To amend further Act No. 17, H. 21, Regular Session 1957, an act levying county sales and use taxes in Bibb County (Acts 1957, v. 1, p. 43), so as to make further provisions respecting the rates of such

taxes, to modify and change the purposes for which the proceeds of such taxes may be used, and to repeal Section 11 of said act which provides for the termination of the levy of such taxes.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Clark	Jackson	Morrow	
Adams	Engel	Leonard	Oden	
Albea	Folsom	Lindsey	Radney	
Bailes	Giles	Lolley	Skidmore	
Branyon	Givhan	McCarley	Turner	
Carr	Harris	McDermott	Vacca	
Childs	Hawkins			—25

Nays: —0

The Bill:

H. 571. To apply only in counties having populations of not less than 19,500 nor more than 20,000, fixing the fee for issuance of pistol permits by the sheriff and providing for disposition and use of such fees.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	McCarley	Pierce	
Branyon	Folsom	McDermott	Radney	
Carr	Giles	Morrow	Skidmore	
Childs	Givhan	Nabors	Stone	
Clark	Harris	O'Bannon	Torbert	
Cooper	Hawkins	Oden	Turner	
Dominick	Jackson			—25

Nays: —0

The Bill:

H. 554. To amend Act No. 145, H. 181 of the Special Session of 1967, an act providing expense allowances for members of the governing bodies of counties having populations of not less than 14,300 nor more than 14,600.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Leonard	Pelham	
Adams	Folsom	Lindsey	Pierce	
Albea	Giles	Lolley	Radney	
Bailes	Givhan	McCarley	Skidmore	
Branyon	Harris	McDermott	Turner	
Carr	Hawkins	Oden	Vacca	
Childs	Jackson			—25

Nays: —0

The Bill:

H. 553. To alter and re-arrange the boundaries of the town of Centreville, Bibb County, so as to annex certain territory to the town.

was taken up.

Mr. Givhan offered the following amendment to the Bill, H. B. 553, to-wit:

AMENDMENT TO H. B. 553

In Section 1, second paragraph, strike out the words and figures: "thence north along the east boundary of the southeast quarter of southwest quarter, Section 12, to the northeast corner of said quarter section; thence west along the north boundary of the southeast quarter of southwest quarter and the southwest quarter of southeast quarter to the intersection of the Cahaba River;" and insert in lieu thereof the following words and figures: "thence north along the east boundary of the southeast quarter of southwest quarter, Section 12, to the northeast corner of said southeast quarter of southwest quarter; thence west along the north boundary of the southeast quarter of southwest quarter and the southwest quarter of southwest quarter to the intersection of the Cahaba River;"

Which was adopted.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	McCarley	Pelham	
Adams	Folsom	McDermott	Pierce	
Albea	Giles	Morrow	Stone	
Bailes	Givhan	Nabors	Torbert	
Clark	Harris	O'Bannon	Turner	
Cooper	Hawkins	Oden	Vacca	
Dominick	Jackson			—25

Nays: —0

And said Bill, H. B. 553, as thus amended, was then read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	McCarley	Pelham	
Adams	Folsom	McDermott	Pierce	
Albea	Giles	Morrow	Stone	
Bailes	Givhan	Nabors	Torbert	
Clark	Harris	O'Bannon	Turner	
Cooper	Hawkins	Oden	Vacca	
Dominick	Jackson			—25

Nays: —0

The Bill:

H. 369. To alter, rearrange and extend the boundary lines of the City of Gadsden in Etowah County, Alabama, so as to include within the corporate limits of said city certain property herein set out and described.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Lindsey	Pelham	
Adams	Folsom	Lolley	Pierce	
Albea	Giles	McCarley	Radney	
Bailes	Gilmore	McDermott	Skidmore	
Branyon	Givhan	Nabors	Stone	
Carr	Goodwyn	Oden	Torbert	
Childs	Leonard			—25

Nays: —0

The Bill:

H. 528. Relating to law enforcement in all counties having populations of not less than 96,000 nor more than 106,000, according to the most recent federal decennial census; fixing the fee for the issuance of pistol permits; providing for the deposit of such fees in a fund to be designated the sheriff's fund and providing for the use of such fund.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Lindsey	Pelham	
Adams	Folsom	Lolley	Pierce	
Albea	Goodwyn	McCarley	Radney	
Childs	Harris	McDermott	Torbert	
Clark	Hawkins	Nabors	Turner	
Cooper	Jackson	Oden	Vacca	
Dominick	Leonard			—25

Nays: —0

The Bill:

H. 535. Relating to counties having populations of not less than 47,000 nor more than 49,000; fixing the fee for issuance of a pistol permit by the sheriff; and providing for the disposition and use of such fees.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas.

Messrs.:	Dominick	Leonard	Pelham	
Adams	Engel	McDermott	Skidmore	
Albea	Folsom	Morrow	Stone	
Bailes	Giles	Nabors	Torbert	
Carr	Gilmore	O'Bannon	Turner	
Clark	Hawkins	Oden	Vacca	
Cooper	Jackson			—25

Nays: —0

The Bill:

H. 523. Providing for the distribution of fines and forfeitures from convictions in certain cases of traffic violations in Conecuh County.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Cooper	Leonard	Pelham	
Adams	Engel	Lindsey	Pierce	
Albea	Folsom	Lolley	Radney	
Bailes	Giles	McCarley	Skidmore	
Branyon	Gilmore	McDermott	Stone	
Carr	Givhan	Morrow	Torbert	
Childs	Goodwyn			—25

Nays: —0

The Bill:

H. 519. To amend Act No. 286, H. 250, Regular Session 1965, an act regulating the compensation of members of the county board of education in counties having populations of not more than 10,800 according to the most recent federal decennial census (Acts, Regular Session 1965, v. 1, p. 399).

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Gilmore	McCarley	Radney	
Branyon	Givhan	McDermott	Skidmore	
Carr	Goodwyn	Morrow	Stone	
Childs	Harris	Nabors	Torbert	
Clark	Hawkins	O'Bannon	Turner	
Cooper	Leonard	Oden	Vacca	
Dominick	Lolley			—25

Nays: —0

The Bill:

H. 521. To empower the Board of Directors of Conecuh County to create and establish an insurance fund to provide accident, hospital and compensation insurance for employees and officers of Conecuh County.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Cooper	Lolley	Oden	
Adams	Giles	McCarley	Pelham	
Albea	Gilmore	McDermott	Pierce	
Bailes	Givhan	Morrow	Radney	
Branyon	Goodwyn	Nabors	Skidmore	
Carr	Harris	O'Bannon	Stone	
Childs	Hawkins			—25

Nays: —0

The Bill:

H. 522. To provide an expense allowance for members and the chairman of the Conecuh County Board of Directors or other like governing body of Conecuh County.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Folsom	Lindsey	Pelham	
Adams	Givhan	Lolley	Pierce	
Albea	Goodwyn	Morrow	Stone	
Bailes	Harris	Nabors	Torbert	
Branyon	Hawkins	O'Bannon	Turner	
Cooper	Jackson	Oden	Vacca	
Engel	Leonard			—25

Nays: —0

The Bill:

H. 497. Relating to Clarke County, Alabama; authorizing and providing for the establishment, maintenance, operation, control and financing of a Public Law Library for the County.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Cooper	Leonard	Pelham	
Adams	Engel	Lindsey	Pierce	
Albea	Folsom	Lolley	Radney	
Bailes	Giles	McCarley	Skidmore	
Branyon	Gilmore	McDermott	Stone	
Carr	Givhan	Oden	Vacca	
Childs	Goodwyn			—25

Nays: —0

The Bill:

H. 493. Relating to all counties having populations of not less than 76,000 nor more than 96,000, according to the most recent federal decennial census; regulating the compensation of the judges of the juvenile and domestic relations courts in such counties.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Dominick	McCarley	Radney	
Albea	Gilmore	McDermott	Skidmore	
Branyon	Givhan	Morrow	Stone	
Carr	Goodwyn	Nabors	Torbert	
Childs	Harris	O'Bannon	Turner	
Clark	Hawkins	Oden	Vacca	
Cooper	Jackson			—25

Nays: —0

The Bill:

H. 654. Proposing an amendment to the Constitution of Alabama relative to the economic development of the town of Carbon Hill in Walker County.

Was read a third time at length as required by the Constitution and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Folsom	Leonard	Pelham	
Adams	Gilmore	McDermott	Skidmore	
Albea	Givhan	Morrow	Stone	
Bailes	Goodwyn	Nabors	Torbert	
Clark	Harris	O'Bannon	Turner	
Cooper	Hawkins	Oden	Vacca	
Dominick	Jackson			—25

Nays: —0

The Bill:

H. 422. To provide for, regulate, and control the ownership, use, operation and maintenance of passenger automobiles by all cities in this State having a population of 300,000 persons or more, according to the last or any subsequent Federal Census; to provide the terms and conditions under which officers, deputies, agents and employees of such cities may be provided with such automobiles by such cities, or may use the same and the storage thereof; to generally provide for the use, operation, maintenance, identification and general control of such automobiles so as to prevent fraud and imposition on such cities by those using the same, as well as others, and to provide the punishment for the violation hereof.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Dominick	Leonard	O'Bannon	
Adams	Folsom	Lindsey	Oden	
Albea	Giles	Lolley	Skidmore	
Bailes	Gilmore	McCarley	Stone	
Carr	Goodwyn	McDermott	Torbert	
Childs	Harris	Morrow	Vacca	
Cooper	Hawkins			—25

Nays: —0

The Bill:

H. 423. To provide that the governing body of any municipality having three hundred thousand inhabitants or more according to the last or any subsequent Federal Census shall have the power and authority to adopt ordinances and regulations under the police power of such municipality, and provide for the enforcement thereof upon any land owned by such municipality situated without the corporate limits of such municipality and not in the corporate limits of any other municipality, the same as if such land owned by the municipality were within the corporate limits thereof.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Carr	Dominick	Gilmore
Adams	Childs	Folsom	Goodwyn
Bailes	Cooper	Giles	Harris

Hawkins	McCarley	Pelham	Skidmore	
Leonard	Morrow	Pierce	Stone	
Lindsey	O'Bannon	Radney	Vacca	
Lolley	Oden			—25

Nays: —0

The Bill:

H. 424. To authorize the governing body of every city having a population of three hundred thousand persons or more, according to the last or any subsequent Federal Census, to provide by ordinance for the destruction of records of such city, including public records thereof, determined by such governing body to be obsolete and no longer needed for public purpose.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Dominick	Leonard	Oden	
Adams	Engel	Lindsey	Pelham	
Albea	Folsom	Lolley	Pierce	
Bailes	Giles	McCarley	Stone	
Carr	Gilmore	Morrow	Torbert	
Childs	Goodwyn	O'Bannon	Vacca	
Cooper	Hawkins			—25

Nays: —0

The Bill:

H. 425. To provide, in any city of the State having a population of 300,000 inhabitants or more according to the last or any subsequent Federal Census, upon conviction of the defendant in the Court to which an appeal is taken from a judgment rendered in a Recorder's Court in the City or upon the entering of a Judgment of Forfeiture against the defendant, there shall be added to the other costs a City Solicitor's fee of ten dollars to be paid to the City in the same manner as fines are paid; and to repeal all laws or parts of laws in conflict thereof.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Gilmore	McDermott	Radney	
Bailes	Hawkins	Morrow	Skidmore	
Carr	Jackson	Nabors	Stone	
Childs	Leonard	O'Bannon	Torbert	
Dominick	Lindsey	Oden	Turner	
Folsom	Lolley	Pierce	Vacca	
Giles	McCarley			—25

Nays: —0

The Bill:

H. 426. To amend an Act entitled "An Act to fix the compensation of Supernumerary Circuit Judges", being Act No. 132, approved July 7, 1965.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Leonard	Pelham	
Bailes	Folsom	McDermott	Skidmore	
Carr	Giles	Morrow	Stone	
Childs	Gilmore	Nabors	Torbert	
Clark	Givhan	O'Bannon	Turner	
Cooper	Goodwyn	Oden	Vacca	
Dominick	Hawkins			—25

Nays: —0

The Bill:

H. 427. To create in each city of the State of Alabama having a population of three hundred thousand or more according to the last or any subsequent Federal Census a Pension and Relief Fund for officers and employees of the Library Board of such City, and for the widows and dependents of such officers and employees, to provide for a custodian of such fund, and to provide for the investment, protection, management and distribution of such fund by a Board of Managers created for such purpose.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Folsom	Lindsey	Radney	
Adams	Gilmore	McDermott	Skidmore	
Albea	Goodwyn	Morrow	Stone	
Bailes	Harris	Oden	Torbert	
Childs	Hawkins	Pelham	Turner	
Dominick	Jackson	Pierce	Vacca	
Engel	Leonard			—25

Nays: —0

The Bill:

H. 428. To authorize the Mayor and City Council of the City of Graysville, Alabama, to convey to the First Baptist Church of Graysville, Incorporated, a certain surplus or fragmentary portion of public park property lying and being situated within the corporate limits of the City of Graysville, Alabama.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Dominick	Leonard	Oden	
Bailes	Engel	Lindsey	Pelham	
Branyon	Folsom	Lolley	Pierce	
Carr	Giles	McCarley	Radney	
Childs	Gilmore	Morrow	Skidmore	
Clark	Goodwyn	O'Bannon	Vacca	
Cooper	Hawkins			—25

Nays: —0

The Bill:

H. 684. To apply only in counties having populations of not less than 32,000 nor more than 33,000 according to the most recent federal decennial census, designating the number of employees authorized by the sheriff's department, compensation of such employees, and residence requirements of such employees, and to repeal conflicting laws.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Lindsey	Pelham	
Adams	Folsom	McCarley	Pierce	
Albea	Giles	Morrow	Radney	
Bailes	Harris	Nabors	Skidmore	
Clark	Hawkins	O'Bannon	Stone	
Cooper	Jackson	Oden	Torbert	
Dominick	Leonard			—25

Nays: —0

The Bill:

H. 677. To amend further Code of Alabama Title 7, Section 724, which relates to subscriptions for and filing of weekly newspapers by certain county officers, so as to make further provisions respecting counties having populations of not less than 61,000 nor more than 65,000 according to the most recent federal decennial census.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Lindsey	Pelham	
Adams	Folsom	Lolley	Pierce	
Albea	Giles	McCarley	Radney	
Bailes	Gilmore	McDermott	Skidmore	
Branyon	Givhan	Morrow	Turner	
Carr	Jackson	O'Bannon	Vacca	
Dominick	Leonard			—25

Nays: —0

The Bill:

H. 674. To amend the following Sections of Act No. 103, approved June 18, 1953 (Acts of Alabama, 1953, Pages 145-154), to establish a City of Dothan Pension and Retirement System.

was taken up.

Mr. Adams offered the following amendment to the Bill, H. B. 674, to-wit:

AMENDMENT TO H. B. 674

Amend H. B. 674 by inserting after "Section 5 (1)" and before "Section 6 (5)" of Section 1 a new paragraph as follows:

"Section 6 (3). Any employee-member who has attained the age of sixty (60) on his last birthday, and has served or accumulated a total of fifteen (15) years creditable service, may retire voluntarily for

reasons of his own. Upon retirement under the provisions of this section, such employee shall receive as a retirement allowance the rest of his life, a sum payable from the Retirement Fund equal to the number of years creditable service accumulated multiplied by fifty percent (50%) of his average annual salary for the previous five (5) years and divided by thirty (30), payable in monthly installments, limited to Twenty-Four Hundred Dollars ($2400) per annum.

"Any employee-member who has reached the age of sixty-eight (68) years, and has accumulated at least ten years creditable service shall be retired forthwith, and upon proper application shall receive for the rest of his life as a retirement allowance an annual sum payable from the Retirement Fund amounting to the number of years of creditable service accumulated, multiplied by fifty percent (50%) of the first Forty-Eight Hundred Dollars ($4800) of his average annual salary for the five previous years, divided by thirty, payable in monthly installments."

Which was adopted.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	McCarley	Pelham	
Adams	Givhan	McDermott	Skidmore	
Carr	Goodwyn	Morrow	Stone	
Childs	Harris	Nabors	Torbert	
Clark	Hawkins	O'Bannon	Turner	
Cooper	Jackson	Oden	Vacca	
Dominick	Leonard			—25

Nays: —0

And said Bill, H. B. 674, as thus amended, was then read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	McCarley	Pelham	
Adams	Givhan	McDermott	Skidmore	
Carr	Goodwyn	Morrow	Stone	
Childs	Harris	Nabors	Torbert	
Clark	Hawkins	O'Bannon	Turner	
Cooper	Jackson	Oden	Vacca	
Dominick	Leonard			—25

Nays: —0

The Bill:

H. 665. To apply only in counties in the state having a population of not less than 33,000 nor more than 35,000 inhabitants, according to the last or any subsequent federal decennial census, wherein the use of voting machines has been, or shall be, authorized; to provide that the county governing body in regulating and providing for the use of voting machines in all elections in the county may, in the manner herein prescribed, divide any voting precinct of the county into territories, designate in each territory a voting place at which the qualified electors of the territory so designated may vote, and prescribe the number of voting machines to be maintained at each voting place; and to provide election officers for each voting place designated by the county governing body, prescribe the duties of such election officers, and fix their compensation.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Lindsey	Pierce	
Adams	Folsom	Lolley	Radney	
Albea	Giles	McCarley	Skidmore	
Bailes	Gilmore	McDermott	Stone	
Branyon	Givhan	Oden	Torbert	
Carr	Jackson	Pelham	Turner	
Dominick	Leonard			—25

Nays: —0

The Bill:

H. 661. To amend Section 1 of Act No. 175, H. 460, Regular Session 1965 (Acts 1965, p. 246), an act providing further for the compensation and authority of coroners in counties having populations of not less than 76,000 nor more than 96,000, according to the most recent federal decennial census, so as to regulate further the compensation of the coroner and to provide two-way radio equipment for his use.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Dominick	McCarley	Radney	
Albea	Gilmore	McDermott	Skidmore	
Branyon	Givhan	Morrow	Stone	
Carr	Goodwyn	Nabors	Torbert	
Childs	Harris	O'Bannon	Turner	
Clark	Hawkins	Oden	Vacca	
Cooper	Jackson			—25

Nays: —0

The Bill:

H. 338. To further amend Act No. 11, S. 88, Regular Session 1957, an act providing for deputies, clerks, and other assistants of certain officers of Houston County, Alabama; regulating the compensation of such deputies, clerks and assistants.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Lindsey	Pierce	
Adams	Folsom	Lolley	Radney	
Bailes	Giles	Nabors	Skidmore	
Branyon	Harris	O'Bannon	Stone	
Carr	Hawkins	Oden	Turner	
Childs	Jackson	Pelham	Vacca	
Clark	Leonard			—25

Nays: —0

The Bill:

H. 373. Relating to Marshall County; providing deputies and other assistants for the sheriff, fixing their compensation, and repealing conflicting laws.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Dominick	Jackson	Oden	
Adams	Folsom	McCarley	Skidmore	
Albea	Gilmore	McDermott	Stone	
Bailes	Givhan	Morrow	Torbert	
Carr	Goodwyn	Nabors	Turner	
Clark	Harris	O'Bannon	Vacca	
Cooper	Hawkins			—25

Nays: —0

The Bill:

H. 646. To apply only in counties having populations of not less than 57,000 nor more than 61,000 inhabitants, authorizing the county board of education to fix expense allowances for members of the board.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Leonard	Pelham	
Adams	Folsom	Lindsey	Pierce	
Albea	Giles	Lolley	Radney	
Bailes	Gilmore	McCarley	Skidmore	
Branyon	Givhan	O'Bannon	Stone	
Cooper	Harris	Oden	Vacca	
Dominick	Jackson			—25

Nays: —0

The Bill:

H. 419. To extend, alter, and rearrange the boundary lines and corporate limits of the town of Cowarts, Houston County, Alabama.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	McDermott	Pierce	
Adams	Folsom	Morrow	Radney	
Bailes	Giles	Nabors	Stone	
Branyon	Harris	O'Bannon	Torbert	
Carr	Hawkins	Oden	Turner	
Childs	Jackson	Pelham	Vacca	
Clark	Leonard			—25

Nays: —0

The Bill:

H. 430. Relating to Lauderdale County: To provide further for the distribution of fines and forfeitures in certain cases.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Gilmore	Lindsey	Pelham	
Branyon	Givhan	Lolley	Skidmore	
Carr	Goodwyn	McCarley	Stone	
Childs	Harris	McDermott	Torbert	
Clark	Hawkins	Morrow	Turner	
Cooper	Jackson	O'Bannon	Vacca	
Dominick	Leonard			—25

Nays: —0

The Bill:

H. 431. Providing for permissive change in the basis of compensating the coroner of Lauderdale County, authorizing the governing body of such county to put such officer on a salary basis in lieu of fees, commissions, percentages and allowances as prescribed by law and providing that such salary shall be paid out of the general fund of the county.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Lindsey	Pierce	
Adams	Folsom	Lolley	Radney	
Albea	Giles	McDermott	Skidmore	
Bailes	Harris	Morrow	Stone	
Clark	Hawkins	O'Bannon	Torbert	
Cooper	Jackson	Pelham	Turner	
Dominick	Leonard			—25

Nays: —0

The Bill:

H. 561. Regulating the compensation of election officers in counties having populations of not less than 31,000 nor more than 32,000, according to the most recent federal decennial census.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Dominick	McCarley	Pelham	
Adams	Engel	McDermott	Skidmore	
Branyon	Gilmore	Morrow	Stone	
Carr	Givhan	Nabors	Torbert	
Childs	Goodwyn	O'Bannon	Turner	
Clark	Harris	Oden	Vacca	
Cooper	Leonard			—25

Nays: —0

The Bill:

H. 432. To repeal Act No. 654, H. 1049, approved September 20, 1957, entitled "An Act Providing for the permissive change in the basis of compensating coroners of all counties having a population of not less than 53,000 nor more than 56,200 inhabitants, according to the last or any subsequent federal decennial census; authorizing the governing body of all such counties to place such officers on a salary in lieu of all fees, commissions, percentages and allowances prescribed by law for the performance of such duties; prescribing that such salary shall be paid out of the general fund of the county."

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Folsom	Lindsey	Pelham	
Adams	Giles	Lolley	Pierce	
Albea	Gilmore	McCarley	Radney	
Childs	Givhan	McDermott	Skidmore	
Clark	Hawkins	Morrow	Turner	
Cooper	Jackson	O'Bannon	Vacca	
Engel	Leonard			—25

Nays: —0

The Bill:

H. 512. To alter, or re-arrange the boundary line of the City of Tallassee, Elmore and Tallapoosa Counties, Alabama, so as to include within the corporate limits of said City all territory now within the corporate limits and also certain other territory located in Elmore County, Alabama, and contiguous thereto.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Lindsey	Pelham	
Adams	Folsom	Lolley	Radney	
Albea	Giles	McCarley	Stone	
Bailes	Gilmore	Nabors	Torbert	
Branyon	Hawkins	O'Bannon	Turner	
Cooper	Jackson	Oden	Vacca	
Dominick	Leonard			—25

Nays: —0

The Bill:

H. 597. To regulate the purchase of supplies, materials, equipment, and other personal property for or on behalf of Conecuh County or any of its officers, departments, agents, or instrumentalities; providing for competitive bidding on certain purchases and prescribing penalties.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Leonard	Pelham	
Adams	Folsom	Lindsey	Pierce	
Albea	Giles	Lolley	Radney	
Bailes	Gilmore	McCarley	Skidmore	
Branyon	Givhan	McDermott	Stone	
Carr	Goodwyn	Morrow	Torbert	
Cooper	Harris			—25

Nays: —0

The Bill:

H. 562. To fix the compensation of the deputy sheriffs in counties having populations of not less than 31,000 nor more than 32,000.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	McDermott	Pierce	
Adams	Givhan	Morrow	Skidmore	
Carr	Goodwyn	Nabors	Stone	
Childs	Harris	O'Bannon	Torbert	
Clark	Hawkins	Oden	Turner	
Cooper	Jackson	Pelham	Vacca	
Dominick	Leonard			—25

Nays: —0

The Bill:

H. 574. To apply only in counties having populations of not less than 61,000 nor more than 65,000, providing additional compensation for official court reporters of the circuit court in such counties.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Lindsey	Radney	
Adams	Folsom	Lolley	Skidmore	
Albea	Giles	McCarley	Stone	
Bailes	Gilmore	O'Bannon	Torbert	
Branyon	Hawkins	Pelham	Turner	
Carr	Jackson	Pierce	Vacca	
Dominick	Leonard			—25

Nays: —0

The Bill:

H. 596. To provide the tax assessors of counties having populations of not less than 24,525 nor more than 24,675 an allowance for clerical assistance, such allowance to be payable out of the general funds of the county.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Gilmore	McCarley	Pelham	
Adams	Givhan	McDermott	Pierce	
Albea	Goodwyn	Morrow	Radney	
Bailes	Harris	Nabors	Skidmore	
Clark	Hawkins	O'Bannon	Stone	
Cooper	Jackson	Oden	Turner	
Dominick	Lolley			—25

Nays: —0

The Bill:

H. 587. Relating to Tuscaloosa County; declaring motor vehicles, guns, rifles, ammunition and hunting equipment used in illegal nighttime deer hunting in the county to be contraband; and providing for the condemnation and sale thereof for the benefit of the game and fish fund.

was taken up.

Mr. Skidmore offered the following amendment to the Bill, H. B. 587, to-wit:

AMENDMENT TO H. B. 587

In Section 3, add at the end thereof the following sentence:

Provided however, the condemnation provisions of the Act relating to vehicles shall not apply to the interest of any mortgage holder, lien holder, or the holder of any other encumbrance on such vehicle, but shall apply only to the equity or interest of the illegal user or members of his immediate family.

Also, strike out Section 4 of the bill and insert in lieu thereof the following:

Section 4. In order to condemn and confiscate any of the property set out in Section 1, it shall be necessary to prove that the accused person was apprehended in the act of capturing, taking or killing deer illegally in the nighttime.

Which was adopted.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Gilmore	McCarley	Pelham	
Branyon	Givhan	McDermott	Pierce	
Carr	Goodwyn	Morrow	Skidmore	
Childs	Harris	Nabors	Torbert	
Clark	Hawkins	O'Bannon	Turner	
Cooper	Jackson	Oden	Vacca	
Dominick	Lolley			—25

Nays: —0

And said Bill, H. B. 587, as thus amended, was then read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Dominick	Leonard	Pelham	
Adams	Engel	Lindsey	Pierce	
Albea	Folsom	Morrow	Skidmore	
Bailes	Giles	Nabors	Torbert	
Childs	Harris	O'Bannon	Turner	
Clark	Hawkins	Oden	Vacca	
Cooper	Jackson			—25
Nays:				—0

The Bill:

H. 630. Altering, re-arranging, and extending the boundaries of the City of Pleasant Grove, Jefferson County.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Lindsey	Pelham	
Adams	Folsom	Lolley	Pierce	
Albea	Gilmore	McCarley	Skidmore	
Bailes	Goodwyn	Morrow	Stone	
Carr	Harris	O'Bannon	Torbert	
Childs	Hawkins	Oden	Vacca	
Dominick	Leonard			—25
Nays:				—0

The Bill:

H. 566. To fix the compensation of election officers in all general, special, municipal and primary elections held in counties which now have, or which may hereafter have, a population in excess of 500,000 according to the last or any subsequent Federal decennial census.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Dominick	McCarley	Radney	
Bailes	Gilmore	McDermott	Skidmore	
Branyon	Givhan	Morrow	Stone	
Carr	Goodwyn	Nabors	Torbert	
Childs	Harris	O'Bannon	Turner	
Clark	Hawkins	Oden	Vacca	
Cooper	Jackson			—25
Nays:				—0

The Bill:

H. 555. To amend further Act No. 608, H. B. 700, Regular Session 1951, an act establishing a retirement fund and pension system for policemen and firemen of the City of Anniston (Acts 1950-1951, v. 2, p. 1045), and giving the amendment retroactive effect.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Dominick	Leonard	Pelham	
Albea	Engel	Lindsey	Pierce	
Branyon	Folsom	Lolley	Radney	
Carr	Giles	Nabors	Skidmore	
Childs	Harris	O'Bannon	Turner	
Clark	Hawkins	Oden	Vacca	
Cooper	Jackson			—25

Nays: —0

The Bill:

H. 680. To alter, or rearrange the boundary lines of the City of Cullman, Cullman County, Alabama, so as to include within the corporate limits of said city all territory now within such corporate limits and also certain other territory contiguous thereto, in Cullman County, Alabama.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Dominick	Leonard	Pelham	
Adams	Folsom	Lindsey	Pierce	
Albea	Gilmore	Lolley	Radney	
Bailes	Givhan	McCarley	Skidmore	
Carr	Goodwyn	McDermott	Stone	
Clark	Harris	Morrow	Torbert	
Cooper	Hawkins			—25

Nays: —0

The Bill:

H. 140. To apply only in counties having populations of not less than 600,000 according to the most recent federal decennial census, providing for an associate judge of probate for each of such counties, prescribing the powers, authority, duties, and compensation of such judge of probate and providing for his tenure, election or appointment; and to further regulate the office of judge of probate and Probate Court in such counties.

was taken up.

The Standing Committee on Local Legislation No. 2 reported the following substitute for the Bill, H. B. 140, to-wit:

SUBSTITUTE FOR H. B. 140

A BILL
TO BE ENTITLED
AN ACT

To further regulate the Probate Court and Office of the Judge of Probate in all counties having a population of 600,000 or more according to the last or any subsequent federal decennial census; to provide for and create the office of Assistant Judge of Probate of such Probate Court

and Office of Judge of Probate; to authorize and empower the Judge of Probate of such counties to delegate duties and authority to such officer, and to prescribe further the authority, power and duties of such office, and to further provide for such office and the duties, authority and compensation for such office.

Be It Enacted by the Legislature of Alabama:

Section 1. This Act shall apply to Probate Courts and to the Office of Judge of Probate in all counties having a population of 600,000 or more, according to the last or any subsequent decennial federal census. There shall be an Assistant Judge of Probate in each said county, who shall be learned in the law, over the age of twenty-five years and a resident of the county for one year or more next preceding the date of taking office, who shall be appointed by the Judge of Probate from a list of three eligibles selected and submitted to him as follows: If there is in such county a Judicial Commission pursuant to law or any amendment to the Constitution of Alabama to select eligibles for appointment to vacancies in the office of Circuit Judge in such county, the Judicial Commission shall accept applications and submit the names of the three best qualified persons to the Judge of Probate, in the same manner as the Judicial Commission would select eligibles for appointment to a Circuit Judge vacancy. If there is no such Judicial Commission in such county, or if such Judicial Commission fails to act, then a committee composed of three members—(1) one of whom shall be a circuit judge of such county appointed by the presiding judge of the circuit court of such county, (2) one shall be a practicing lawyer experienced in probate court matters in such county to be appointed by the president of the Bar Association having the largest membership in such county, and (3) one shall be a non-member of the Bar Association appointed by the County Commission or other county governing body—shall receive applications and certify the three deemed best qualified for such office. Vacancies shall be filled in like manner. The members of such Judicial Commission or other committee shall serve without compensation for such services.

Section 2. Under the general authority, supervision and direction of the Judge of Probate, such Assistant Judge shall be the chief administrative officer of such probate court, and further shall have the following authority and powers:

1. All of the powers, authority and responsibilities now vested or which may hereafter be vested by law in the chief clerk of such court, and specifically all powers, duties, authority and responsibilities provided in Chapter 5 of Title 13 Code of Alabama of 1940 as recompiled by 1958 Code, for the chief clerk.

2. All authority, powers, duties and responsibilities of the clerk-and-register of any such probate court, as provided in Act No. 558 of the Regular Session of 1959 of the Legislature of Alabama.

3. To serve as master and hold references in matters involving contested claims and ascertainments of condemnation awards, and make written report of the findings.

4. To appoint administrators ad litem and appoint notaries public and to appoint legal representatives for recipients of public assistance funds, when such duties and authority is vested in the judge of probate.

5. To hear and determine petitions for adoptions, change of names, legitimations, annexation and other municipal elections, and applications for commitment of mental patients, where there is no contest.

6. To do all other acts and things and perform all other duties, where there is no contest, that the judge of probate could do and perform.

7. The Assistant Judge shall be a full time employee and shall not engage in any other employment.

All of the official acts of such Assistant Judge of Probate must be performed in the name of the Judge of Probate, except as otherwise authorized by law. The assistant judge of probate may be appointed to serve as special judge of probate in accordance with such authority as is now provided by Section 310 of Title 13, Code of Alabama.

Section 3. Such Assistant Judge of Probate, before he enters upon his duties, must take the oath directed to be taken by the officers of this state, and give bond, with surety, in the manner and as required of the chief clerk of the probate court under the same conditions and penalties as are provided in Section 301 of Title 13, Code of Alabama of 1940, as amended, by 1958 Recompiled Code, and other provisions of law applicable to such office in such county, the costs and expenses of which shall be paid for as costs of the official bonds for other county officers in such county are paid.

Section 4. The Assistant Judge of Probate shall be a county officer, and shall serve under the provisions of laws applicable to such office, and he shall be entitled to the same benefits as other county officers are entitled. He shall be subject to the same liabilities, penalties and responsibilities for his acts as are provided by law for or on the Judge of Probate. The Assistant Judge (or Associate Judge) shall hold office for the term of the judge appointing him, but subject to removal by the Judge for cause by order to be entered at length on the minutes of the court. The beginning salary for the first named Assistant Probate Judge shall be a sum not less than $15,000.00 nor more than $16,500.00 per year, to be fixed and approved by the County Commission or other County Governing body, and such salary shall be paid and increased or lowered as other county officers salaries are increased or lowered, and paid.

Section 5. The provisions of this Act are severable. If any part of the Act is declared invalid, such declaration shall not affect the part which remains. This Act is cummulative.

Section 6. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Which was adopted.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Lindsey	Pelham	
Bailes	Folsom	Lolley	Pierce	
Branyon	Giles	McCarley	Radney	
Carr	Gilmore	Morrow	Skidmore	
Childs	Harris	O'Bannon	Stone	
Clark	Hawkins	Oden	Vacca	
Dominick	Leonard			—25

Nays: —0

And said Bill, H. B. 140, as thus amended by the substitute, was then read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Lindsey	Pelham	
Bailes	Folsom	Lolley	Pierce	
Branyon	Giles	McCarley	Radney	
Carr	Gilmore	Morrow	Skidmore	
Childs	Harris	O'Bannon	Stone	
Clark	Hawkins	Oden	Vacca	
Dominick	Leonard			—25

Nays: —0

The Bill:

H. 632. To apply only to counties having a population of not less than 600,000 inhabitants according to the most recent federal decennial census; Providing for the appointment of reserve deputies sheriff; defining said reserve deputies sheriff, and providing for the qualification, authority, duties, compensation, bond and term of office of such reserve deputies sheriff, and providing for the use of county equipment, and liability of sheriff for acts of said reserve deputies sheriff.

was taken up.

The Standing Committee on Local Legislation No. 2 reported the following amendment to the Bill, H. B. 632, to-wit:

AMENDMENT TO H. B. 632

In Section 5, add at the end thereof the following: However, such deputies shall not be authorized to execute the processes of courts issued in civil cases.

Which was adopted.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Gilmore	McDermott	Radney	
Bailes	Givhan	Morrow	Skidmore	
Childs	Goodwyn	Nabors	Stone	
Dominick	Harris	O'Bannon	Torbert	
Engel	Hawkins	Oden	Turner	
Folsom	Jackson	Pierce	Vacca	
Giles	McCarley			—25

Nays: —0

And said Bill, H. B. 632, as thus amended, was then read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Gilmore	McDermott	Radney	
Bailes	Givhan	Morrow	Skidmore	
Childs	Goodwyn	Nabors	Stone	
Dominick	Harris	O'Bannon	Torbert	
Engel	Hawkins	Oden	Turner	
Folsom	Jackson	Pierce	Vacca	
Giles	McCarley			—25

Nays: —0

The Bill:

H. 657. To provide for the assessment of ad valorem taxes on real and personal property in counties having a population of not less than 52,000 nor more than 56,000 according to the most recent federal decennial census; to provide for the claiming of statutory exemptions on such property; and to provide penalties for failure to comply with the provisions of this Act.

was taken up.

The Standing Committee on Local Legislation No. 1 reported the following amendment to the Bill, H. B. 657, to-wit:

COMMITTEE AMENDMENT TO H. B. 657

In Section 2, first sentence, insert after the phrase "or to the owner of record" the words and figures: at the last preceding assessed valuation carried on his records

Also, in Section 2, strike out the last sentence.

Also, in Section 5, first sentence, strike out the words "a penalty may be added to the assessed value of such improvements" and insert "a penalty shall be added to the assessed value of such improvements"

Also, strike out Section 7 of the bill entirely and renumber the remaining sections of the bill accordingly.

Which was adopted.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Folsom	Lolley	Pierce	
Adams	Gilmore	McCarley	Radney	
Albea	Givhan	McDermott	Skidmore	
Bailes	Goodwyn	Morrow	Stone	
Branyon	Harris	Nabors	Torbert	
Carr	Leonard	Pelham	Turner	
Childs	Lindsey			—25

Nays: —0

And said Bill, H. B. 657, as thus amended, was then read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Folsom	Lolley	Pierce	
Adams	Gilmore	McCarley	Radney	
Albea	Givhan	McDermott	Skidmore	
Bailes	Goodwyn	Morrow	Stone	
Branyon	Harris	Nabors	Torbert	
Carr	Leonard	Pelham	Turner	
Childs	Lindsey			—25

Nays: —0

The Bill:

H. 723. To amend Act No. 369, H. 781, Regular Session 1963, providing expense allowances for members of the board of revenue, court

of county commissioners or other like governing body of Lee County (Acts 1963, v. 2, p. 868) so as to make further provisions respecting such allowances.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Lindsey	Pelham	
Adams	Folsom	Lolley	Pierce	
Albea	Giles	McCarley	Radney	
Bailes	Gilmore	McDermott	Skidmore	
Branyon	Givhan	Morrow	Torbert	
Carr	Goodwyn	Nabors	Vacca	
Childs	Leonard			—25

Nays: —0

The Bill:

H. 728. To authorize establishment and operation of branch banks and branch offices of banks in Marengo County.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Gilmore	McCarley	Radney	
Branyon	Givhan	McDermott	Skidmore	
Carr	Goodwyn	Morrow	Stone	
Childs	Harris	Nabors	Torbert	
Clark	Hawkins	O'Bannon	Turner	
Cooper	Jackson	Oden	Vacca	
Dominick	Lindsey			—25

Nays: —0

The Bill:

H. 736. Relating to Sumter County; levying a privilege license or excise tax upon sellers, distributors, storers, or users of malt or brewed beverages; providing for the administration of the act by the county treasurer and the collection, apportionment, and distribution of the proceeds of the tax; prescribing penalties for violations.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	McCarley	Pelham	
Adams	Folsom	McDermott	Pierce	
Albea	Giles	Morrow	Radney	
Bailes	Harris	Nabors	Torbert	
Clark	Hawkins	O'Bannon	Turner	
Cooper	Jackson	Oden	Vacca	
Dominick	Lindsey			—25

Nays: —0

The Bill:

H. 727. Relating to Marion County; to provide an expense allowance for the Chief Engineer of the Division of Public Roads, such allowance to be paid out of the gasoline tax fund of the county; providing an effective date and an expiration date for operation of the Act.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Leonard	Nabors	
Adams	Folsom	Lindsey	Oden	
Albea	Giles	Lolley	Pierce	
Bailes	Gilmore	McCarley	Radney	
Branyon	Givhan	McDermott	Skidmore	
Carr	Goodwyn	Morrow	Stone	
Childs	Harris			—25

Nays: —0

The Bill:

H. 726. To amend Act No. 78, H. 59, Regular Session 1963 (Acts of Alabama 1963, p. 455) which abolishes the office of County Engineer of Marion County; creates a Division of Public Roads of Marion County; provides for the appointment of a Chief Engineer and prescribes his term of office, his qualifications and his salary, so as to provide further for the salary of the Chief Engineer.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Lindsey	Pierce	
Adams	Folsom	Lolley	Radney	
Albea	Giles	McCarley	Skidmore	
Bailes	Gilmore	McDermott	Stone	
Branyon	Givhan	Oden	Torbert	
Carr	Jackson	Pelham	Turner	
Dominick	Leonard			—25

Nays: —0

The Bill:

H. 621. Relating to Dallas County, authorizing the County Governing Body to appropriate funds for retirement benefits to certain County employees.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Dominick	Jackson	Oden	
Adams	Engel	Leonard	Pelham	
Albea	Folsom	McDermott	Stone	
Carr	Giles	Morrow	Torbert	
Childs	Givhan	Nabors	Turner	
Clark	Harris	O'Bannon	Vacca	
Cooper	Hawkins			—25

Nays: —0

The Bill:

H. 719. To alter, rearrange and extend the corporate limits of the Town of Sulligent, Lamar County, Alabama.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Dominick	Leonard	Pelham	
Adams	Engel	Lindsey	Pierce	
Albea	Folsom	Lolley	Radney	
Branyon	Giles	Nabors	Torbert	
Childs	Gilmore	O'Bannon	Turner	
Clark	Hawkins	Oden	Vacca	
Cooper	Jackson			—25

Nays: —0

The Bill:

H. 563. Relating to counties having populations of not less than 31,000 nor more than 32,000; fixing the fee for issuance of a pistol permit by the sheriff; and providing for the distribution and use of such fees.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Gilmore	McDermott	Radney	
Adams	Givhan	Morrow	Skidmore	
Carr	Goodwyn	Nabors	Stone	
Childs	Harris	O'Bannon	Torbert	
Clark	Hawkins	Oden	Turner	
Cooper	Jackson	Pelham	Vacca	
Dominick	McCarley			—25

Nays: —0

The Bill:

H. 698. To apply only in counties having populations of not less than 20,000 nor more than 25,000 where there are two courthouses within the county and the county governing body is a board of revenue; providing further for the compensation and allowances of jurors in all such counties.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Dominick	Leonard	Pelham	
Adams	Engel	Lindsey	Pierce	
Albea	Folsom	Lolley	Radney	
Bailes	Giles	McCarley	Skidmore	
Branyon	Gilmore	O'Bannon	Stone	
Carr	Hawkins	Oden	Vacca	
Clark	Jackson			—25

Nays: —0

The Bill:

H. 697. To apply only in counties having populations of not less than 20,000 nor more than 25,000 and two courthouses where the county governing body is the board of revenue; further regulating the schedule days of meeting of the board of equalization at the two courthouses of the county; providing an option for taxpayers as to the place of holding certain hearings, and requiring notice thereof.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Leonard	Nabors	
Adams	Folsom	Lindsey	Pelham	
Albea	Giles	Lolley	Pierce	
Bailes	Gilmore	McCarley	Radney	
Branyon	Givhan	McDermott	Skidmore	
Clark	Goodwyn	Morrow	Vacca	
Dominick	Harris			—25

Nays: —0

The Bill:

H. 594. To amend Act No. 616, H. 1163, Regular Session 1965 relating to counties having populations of not less than 48,200 nor more than 49,200 according to the most recent federal decennial census, and making further provisions respecting meetings of the board of registrars in such counties.

was taken up.

Mr. Jackson offered the following amendment to the Bill, H. B. 594, to-wit:

AMENDMENT TO H. B. 594

Amend H. B. 594 by deleting section one (1) in its entirety.

Which was adopted.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	McDermott	Pierce	
Branyon	Giles	Morrow	Skidmore	
Carr	Gilmore	Nabors	Stone	
Childs	Givhan	O'Bannon	Torbert	
Clark	Goodwyn	Oden	Turner	
Cooper	Harris	Pelham	Vacca	
Dominick	Jackson			—25

Nays: —0

And said Bill, H. B. 594, as thus amended, was then read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Childs	Dominick	Gilmore
Branyon	Clark	Engel	Givhan
Carr	Cooper	Giles	Goodwyn

Harris	Nabors	Pierce	Torbert	
Jackson	O'Bannon	Skidmore	Turner	
McDermott	Oden	Stone	Vacca	
Morrow	Pelham			—25

Nays: —0

The Bill:

H. 699. To apply only in counties having populations of not less than 76,000 nor more than 96,000; to provide an expense allowance for the district attorney of the circuit court; to fix the expiration date of such expense allowance.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Leonard	Pelham	
Albea	Gilmore	McDermott	Pierce	
Carr	Givhan	Morrow	Stone	
Childs	Goodwyn	Nabors	Torbert	
Clark	Harris	O'Bannon	Turner	
Cooper	Hawkins	Oden	Vacca	
Dominick	Jackson			—25

Nays: —0

The Bill:

H. 682. To amend further Section 6 of Act No. 13, H. 12, Second Special Session 1955, an act authorizing the Treasurer of Mobile County to appoint an Assistant Treasurer (Acts 1955, v. 1, p. 122).

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Jackson	O'Bannon	
Branyon	Giles	Leonard	Pelham	
Carr	Gilmore	Lindsey	Stone	
Childs	Givhan	Lolley	Torbert	
Clark	Goodwyn	McDermott	Turner	
Cooper	Harris	Nabors	Vacca	
Dominick	Hawkins			—25

Nays: —0

The Bill:

H. 638. Relating to all counties having populations of not less than 300,000 nor more than 500,000 according to the most recent federal decennial census; providing further for the distribution of a portion of the proceeds of the motor vehicle license and registration fees and the proceeds of state gasoline taxes between the county and the municipalities therein.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Jackson	Radney	
Bailes	Giles	Lolley	Skidmore	
Branyon	Gilmore	McDermott	Stone	
Carr	Givhan	Nabors	Torbert	
Childs	Goodwyn	O'Bannon	Turner	
Clark	Harris	Pelham	Vacca	
Cooper	Hawkins			—25

Nays: —0

The Bill:

H. 681. To amend further Section 41, Title 62 of the Code of Alabama, 1940 relating to the compensation of the treasurer of Mobile County.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Giles	Lolley	Oden	
Bailes	Gilmore	McCarley	Pelham	
Branyon	Givhan	McDermott	Pierce	
Carr	Goodwyn	Morrow	Torbert	
Childs	Harris	Nabors	Turner	
Clark	Hawkins	O'Bannon	Vacca	
Engel	Jackson			—25

Nays: —0

The Bill:

H. 536. To further amend Section 227 (1) of Title 13 of the Code of Alabama of 1940 which relates to: Salary of Solicitor in circuits having one county and not less than six nor more than nine circuit judges.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Jackson	Pelham	
Adams	Giles	Leonard	Skidmore	
Albea	Gilmore	Lindsey	Stone	
Childs	Givhan	Lolley	Torbert	
Clark	Goodwyn	McDermott	Turner	
Cooper	Harris	Nabors	Vacca	
Dominick	Hawkins			—25

Nays: —0

The Bill:

H. 628. To alter and rearrange the boundary lines of the City of Mountain Brook, Alabama, so as to include within the corporate limits of the City of Mountain Brook, Alabama, all territory now within such corporate limits and also certain other territory.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Folsom	Lindsey	Pelham	
Adams	Giles	Lolley	Pierce	
Bailes	Gilmore	McCarley	Radney	
Carr	Goodwyn	Morrow	Skidmore	
Childs	Harris	O'Bannon	Stone	
Cooper	Hawkins	Oden	Vacca	
Dominick	Leonard			—25

Nays: —0

The Bill:

H. 715. To amend Section 2 of Act Number 217 of the 1966 Special Session of the Legislature of Alabama, approved August 30, 1966 (Acts of Alabama, 1966 Special Session, Page 280, et seq.), entitled "An Act to provide a separate retirement and relief system for certain of the presently active employees of the City of Birmingham who entered the service of the Fire Department of said city prior to September 19, 1939, and to whom is applicable the Pension and Relief System provided by Act No. 307 of the 1943 Regular Session of the Legislature of Alabama, as amended, and Act Number 22 of the Second Special Session of the Legislature of Alabama of 1956; to include in said separate system dependents of said presently active employees; and to render said Act No. 307 and said Act Number 22 inapplicable to said certain presently active employees and their dependents.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Dominick	Lindsey	Pelham	
Adams	Folsom	Lolley	Pierce	
Albea	Giles	McCarley	Radney	
Bailes	Gilmore	Morrow	Skidmore	
Carr	Goodwyn	O'Bannon	Stone	
Childs	Hawkins	Oden	Vacca	
Cooper	Leonard			—25

Nays: —0

The Bill:

H. 717. To amend Section 2 of Act No. 470 of the Regular Session of the Legislature of Alabama of 1955, approved September 9, 1955, entitled "An Act to provide a separate retirement and relief system for certain of the presently active employees of the City of Birmingham who entered the service of the Police Department of said City prior to September 19, 1939, and to whom is applicable the Pension and Relief System provided by Act No. 502 of the Regular Session of the Legislature of 1923, as re-enacted and amended: to include in said separate system dependents of said presently active employees; and to render said Act No. 502 inapplicable to said certain presently active employees and their dependents".

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Goodwyn	McCarley	Radney	
Bailes	Harris	McDermott	Skidmore	
Childs	Hawkins	Morrow	Stone	
Dominick	Jackson	Oden	Torbert	
Engel	Leonard	Pelham	Turner	
Folsom	Lindsey	Pierce	Vacca	
Gilmore	Lolley			—25

Nays: —0

The Bill:

H. 716. To amend Sections 8 and 9 of Act No. 556 of the Regular Session of the Legislature of Alabama, approved November 19, 1959 (Acts of Alabama of 1959, pages 1376, et seq.) entitled "An Act to establish a Pension and Relief or Retirement and Relief System for Firemen and Policemen who are members of any Pension and Relief or Retirement and Relief System heretofore established or hereafter established under Act Number 929 of Legislature of Alabama of 1951, approved September 12, 1951 (Acts of Alabama 1951, page 1579 et seq. as amended) and on whose account, or for whose benefit, the City by whom they are employed makes no contribution, or pays no tax, to the United States of America under the Federal Social Security Act; to provide certain disability benefits for such Firemen and Policemen and also certain benefits for the widows and children of any such Firemen or Policemen who die; to make provision for a supplemental retirement benefit for such Firemen and Policemen, if and when said Act No. 929 is amended as stipulated in this Act; to provide that from the funds of the system established by this Act certain payments shall be made to the fund of the system established by said Act No. 929, subject to said Act No. 929 being amended so as to authorize the Board of Managers of the System created by said Act Number 929 to receive said payments; to establish a Board of Managers for the Pension System hereby created and to provide for the method of selection of the said Board and to define the power, authority and duties of the said Board of Managers; to provide for the actuarial study, investigation and report showing the probable ability or inability of the fund hereby created to meet the benefits provided for by the System created by this Act; to provide for paying from funds of the System expenses incurred in securing any such actuarial study, investigation and report; to provide that at least sixty days prior to the convening of the Regular Session of the Legislature of Alabama of 1961 the Board of Managers shall present to each member of the House of Representatives and of the Senate of the Legislature of Alabama residing in any county or senatorial district wherein there is established any Pension System provided for by this Act the report and survey of a competent actuary stating his opinion as to the ability of the funds and resources of the said System to meet the benefits provided, which said report or survey shall give such opinion separately and severally with respect to each of the said benefits, and which said report or survey shall contain the opinion of the said actuary as to whether he considers any change in the benefits necessary in order to assure solvency of the Fund, and if so, what change or changes he considers necessary; and to provide that the Board of Managers shall present to the members of the House of Representatives and the Senator designated above a similar actuarial report or survey at least once every four years sixty days prior to the convening of a Regular Session of the Legislature of Alabama".

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Folsom	Jackson	Oden	
Bailes	Giles	McCarley	Skidmore	
Carr	Gilmore	McDermott	Stone	
Childs	Givhan	Morrow	Torbert	
Clark	Goodwyn	Nabors	Turner	
Cooper	Harris	O'Bannon	Vacca	
Dominick	Hawkins			—25
Nays:				—0

The Bill:

H. 718. To further amend Section 4 and Section 12 of Act No. 929 of the Regular Session of the Legislature of Alabama of 1951, approved September 12, 1951 (General Acts of Alabama 1951, page 1579, et seq.), entitled "An Act to create or provide in or for each and every City of the State of Alabama having a population of two hundred and fifty thousand or more inhabitants according to the last or any succeeding Federal Census a Pension and Relief or Retirement and Relief System for officers and employees of such City and their widows and children; to make the provisions of such system retrospective as well as prospective; and, subordinately, to define officers and employees of the Board of Health of any county in which any such City may be located as officers and employees of such City for the purpose of retrospective and prospective application of the terms or provisions of such system".

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Folsom	Morrow	Radney	
Adams	Giles	Nabors	Skidmore	
Albea	Gilmore	O'Bannon	Stone	
Bailes	Hawkins	Oden	Torbert	
Childs	Jackson	Pelham	Turner	
Dominick	Leonard	Pierce	Vacca	
Engel	Lindsey			—25
Nays:				—0

The Bill:

H. 713. To amend Act No. 79 of the Special Session of the Legislature of Alabama of 1966, approved August 17, 1966, an Act providing for creation of special districts for Fire Prevention, Garbage disposal and other purposes in Jefferson County (Acts, Special Session 1966, p. 106).

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Givhan	Morrow	Radney	
Adams	Goodwyn	Nabors	Skidmore	
Albea	Harris	O'Bannon	Stone	
Bailes	Hawkins	Oden	Torbert	
Childs	Jackson	Pelham	Turner	
Dominick	McCarley	Pierce	Vacca	
Gilmore	McDermott			—25
Nays:				—0

The Bill:

H. 629. To further amend Sections 5, 12, 16, 18 and 25 of an Act designated as Act No. 248 of the Regular Session of the Legislature of Alabama of 1945, approved July 6, 1945 (General Acts of Alabama of 1945, pages 376-400) as heretofore amended relating to creating and establishing in counties having a population of 400,000 inhabitants or more according to the last or any future federal census, a county-wide civil service system.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Givhan	Morrow	Radney	
Adams	Goodwyn	Nabors	Skidmore	
Bailes	Harris	O'Bannon	Stone	
Carr	Hawkins	Oden	Torbert	
Childs	Jackson	Pelham	Turner	
Dominick	McCarley	Pierce	Vacca	
Gilmore	McDermott			—25

Nays: —0

The Bill:

H. 464. Relating to Blount County, Alabama; prohibiting the pollution, discoloration, contamination, clogging or diversion of public streams, and providing penalties for violations.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Lindsey	Pierce	
Adams	Folsom	Lolley	Radney	
Albea	Giles	Nabors	Stone	
Bailes	Harris	O'Bannon	Torbert	
Carr	Hawkins	Oden	Turner	
Cooper	Jackson	Pelham	Vacca	
Dominick	Leonard			—25

Nays: —0

The Bill:

H. 381. To apply only in counties in the state having a population of not less than 49,500 nor more than 50,500 inhabitants, according to the last or any subsequent federal decennial census, wherein the use of voting machines has been, or shall be, authorized; to provide that the county governing body in regulating and providing for the use of voting machines in all elections in the county may, in the manner herein prescribed, divide any voting precinct of the county into territories, designate in each territory a voting center at which the qualified electors of the territory so designated may vote, and prescribe the number of voting machines to be maintained at each voting center; and to provide election officers for each voting center designated by the county governing body, prescribe the duties of such election officers, and fix their compensation.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Dominick	Leonard	Pelham	
Adams	Engel	Lindsey	Pierce	
Albea	Folsom	Lolley	Radney	
Bailes	Giles	McCarley	Skidmore	
Branyon	Gilmore	McDermott	Torbert	
Carr	Givhan	Morrow	Vacca	
Clark	Goodwyn			—25
Nays:				—0

The Bill:

H. 725. To amend Act No. 394, S. 483, Regular Session 1965, relating to the office of tax assessor of Madison County, so as to provide further for the clerks and assistants for the tax assessor.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	McCarley	Pierce	
Branyon	Giles	McDermott	Skidmore	
Carr	Givhan	Morrow	Stone	
Childs	Goodwyn	Nabors	Torbert	
Clark	Harris	O'Bannon	Turner	
Cooper	Hawkins	Oden	Vacca	
Dominick	Jackson			—25
Nays:				—0

The Bill:

H. 742. To create an inferior court for counties having populations not less than 22,372 nor more than 24,000; to replace county courts of counties having populations of not less than 22,372 nor more than 24,000.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Cooper	Leonard	Pelham	
Adams	Engel	Lindsey	Pierce	
Albea	Folsom	Lolley	Radney	
Bailes	Giles	McCarley	Skidmore	
Branyon	Gilmore	McDermott	Stone	
Carr	Givhan	Oden	Vacca	
Childs	Goodwyn			—25
Nays:				—0

The Bill:

H. 656. To provide an additional and alternative method of assessing, paying taxes on and issuing license tags for motor vehicles, in counties having populations of not less than 51,000 nor more than 56,000 according to the most recent federal decennial census.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Folsom	Leonard	Pelham	
Adams	Gilmore	Lindsey	Pierce	
Albea	Givhan	Morrow	Stone	
Bailes	Goodwyn	Nabors	Torbert	
Clark	Harris	O'Bannon	Turner	
Cooper	Hawkins	Oden	Vacca	
Dominick	Jackson			—25

Nays: —0

The Bill:

H. 655. Relating to Walker County; levying a county privilege license tax on electric and hydro-electric public utilities, providing for the collection and enforcement of such tax and for the distribution and use of the proceeds thereof.

was taken up.

The Standing Committee on Local Legislation No. 1 reported the following substitute for the bill, H. B. 655, to-wit:

SUBSTITUTE FOR H. B. 655

A BILL
TO BE ENTITLED
AN ACT

Relating to Walker County; authorizing a county privilege license tax on electric and hydro-electric public utilities, providing for the collection and enforcement of such tax and for the distribution and use of the proceeds thereof, and ordering an election thereon.

Be It Enacted by the Legislature of Alabama:

Section 1. The governing body of Walker County is hereby authorized to order an election to determine whether or not a special county privilege license tax, in the amount hereinafter provided, shall be levied on the operators of electric or hydro-electric public utilities for public hospital purposes within the county. Notice shall be given by publishing for three weeks at least once a week, on the same day of each week, in a newspaper of general circulation in the county of the time of holding and the purpose of such election. Such notice shall set out in full the provisions of this Act. The governing body of Walker County shall provide for the holding of the election on the date specified in the notice. The ballots to be used at such election shall be prescribed by the governing body of Walker County and shall clearly specify the rate of such tax and the receipts upon which such tax is to be computed.

Section 2. The governing body of Walker County shall declare the results of the election, and if a majority of the electors voting on the question have voted in favor of the special tax, the governing body of the county may by resolution or ordinance levy, in addition to all other taxes of every kind now imposed by law, a county privilege license tax as follows:

1. Each person, firm, or corporation operating an electric or hydro-electric public utility in Walker County shall pay a county privilege license tax in an amount equal to five per cent of the gross receipts of such business in said county; provided, however, that all receipts from

industrial electric service as herein defined shall be excluded from the gross receipts of such business for the purpose of the computation and levy of said tax so that each such person, firm, or corporation shall be exempted from payment of said tax on said receipts from industrial electric service.

2. For the purposes of this Act "industrial electric service" shall mean electric service supplied to an establishment engaged primarily in one or both of the following activities:

(a) Manufacturing, which includes the mechanical or chemical transformation of organic or inorganic substances into new products, and comprehends the refining, processing or production of various rough-finished, semi-finished, or finished commercial products or by-products; and

(b) Mining, which includes the extraction of metals, coal, petroleum products and other minerals from the earth including the washing, crushing, or shaping associated therewith.

Section 3. The tax herein levied shall be in addition to all other taxes and licenses heretofore levied or imposed by law, and shall be due and payable in monthly installments on or before the 20th day of the month next succeeding the month in which the tax accrues.

Section 4. The books of every person, firm, or corporation operating an electric or hydro-electric public utility in Walker County shall be open to inspection by the duly authorized agents of Walker County selected or appointed for the purpose of aiding in the collection and enforcement of the tax imposed by this Act. The governing body of Walker County is hereby authorized and empowered to make such reasonable rules and regulations as may be necessary to enforce and collect the tax hereby imposed, and shall have full authority to employ such legal counsel, agents, and assistants as it deems necessary from time to time to enforce the collection of such tax or to effectuate the purposes of this Act. Such counsel, agents, and assistants as may be employed shall be paid from the proceeds of the tax collected hereunder, or from any other funds available to the county governing body.

Section 5. Any person, firm or corporation that fails to pay the tax herein levied within the time required by this Act shall pay, in addition to the tax, a penalty of ten percent of the amount of the tax due, together with interest thereon at the rate of one-half of one percent per month, or fraction thereof, from the date on which the tax herein levied became due and payable, such penalty and interest to be assessed and collected as a part of the tax. Provided, the governing body of Walker County may waive or remit the penalty or any portion thereof if a good and sufficient reason therefor is shown.

Section 6. The tax herein levied, together with interest and penalties imposed, shall be a lien upon the property of any person, firm, or corporation due to pay said taxes under the provisions of this Act, and all of the provisions of the revenue laws of the State of Alabama applying to or with reference to the enforcement of liens for license taxes due the State of Alabama shall apply fully to the collection of the taxes levied herein, and the State Department of Revenue, when authorized by the governing body of Walker County, shall have the power and authority to collect and enforce said taxes.

Section 7. All revenue arising from the tax levied by this Act shall be used exclusively for the support and maintenance of public hospitals within the county and for the care and treatment of the indigent sick. Such fund shall be apportioned by the county governing body among the several public hospitals within the county pro rata on

the basis of the average number of indigent patients cared for in each hospital, as determined by the county governing body.

Section 8. All laws or parts of laws in conflict with the provisions of this Act, whether general, local, or special, be and the same are hereby repealed to the extent of the conflict.

Section 9. This Act shall become effective upon the first day of the month following its passage and approval by the Governor.

Which was adopted.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Folsom	Leonard	Radney	
Adams	Gilmore	Lindsey	Skidmore	
Albea	Givhan	Lolley	Stone	
Bailes	Goodwyn	McCarley	Torbert	
Branyon	Harris	McDermott	Turner	
Carr	Hawkins	Oden	Vacca	
Dominick	Jackson			—25

Nays: —0

Mr. Folsom offered the following amendment to the Bill, H. B. 655, as amended by the substitute, to-wit:

AMENDMENT TO H. B. 655 AS AMENDED

In Section 1, strike out the first sentence and insert in lieu thereof the following: The governing body of Walker County is hereby directed to order that an election be held by the qualified electors of the county to determine whether or not a special county privilege license tax, in the amount hereinafter provided, shall be levied on the operators of electric or hydro-electric public utilities for public hospital purposes within the county. The election shall be held on the first Tuesday after the expiration of three months from final adjournment of the 1967 Regular Session of the Legislature of Alabama.

Also, strike out Section 9 of the bill and insert in lieu thereof the following:

Section 9. This Act shall take effect immediately upon its enactment.

Which was adopted.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Clark	Lolley	Pelham	
Adams	Folsom	McCarley	Pierce	
Albea	Gilmore	McDermott	Radney	
Bailes	Givhan	Morrow	Skidmore	
Branyon	Goodwyn	Nabors	Stone	
Carr	Leonard	O'Bannon	Torbert	
Childs	Lindsey			—25

Nays: —0

And said Bill, H. B. 655, as thus amended, was then read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:				
Branyon	Folsom	McCarley	Radney	
Carr	Gilmore	McDermott	Skidmore	
Childs	Givhan	Morrow	Stone	
Clark	Goodwyn	Nabors	Torbert	
Cooper	Harris	O'Bannon	Turner	
Dominick	Hawkins	Oden	Vacca	
	Jackson			—25

Nays: —0

The Bill:

H. 647. To increase the compensation of each employee in the office of the clerk of the circuit court of every county having a population of not less than 57,000 nor more than 61,000; and to provide for the payment thereof.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:				
Adams	Engel	Leonard	Pelham	
Albea	Folsom	Lindsey	Pierce	
Bailes	Giles	Lolley	Radney	
Clark	Gilmore	Nabors	Skidmore	
Cooper	Givhan	O'Bannon	Stone	
Dominick	Harris	Oden	Torbert	
	Jackson			—25

Nays: —0

The Bill:

H. 648. Providing further for expense allowances for certain members of the governing bodies of counties having populations of not less than 57,000 nor more than 61,000.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:				
Adams	Engel	McDermott	Pierce	
Albea	Folsom	Morrow	Radney	
Bailes	Giles	Nabors	Stone	
Clark	Gilmore	O'Bannon	Torbert	
Cooper	Harris	Oden	Turner	
Dominick	Jackson	Pelham	Vacca	
	Leonard			—25

Nays: —0

The Bill:

H. 644. To regulate the compensation of jurors serving in certain courts in counties having populations of not less than 57,000 nor more than 61,000.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Clark	Jackson	Morrow	
Adams	Engel	Leonard	Pelham	
Albea	Folsom	Lindsey	Pierce	
Bailes	Giles	Lolley	Radney	
Branyon	Gilmore	McCarley	Skidmore	
Carr	Givhan	McDermott	Stone	
Childs	Harris			—25

Nays: —0

The Bill:

H. 649. To fix the compensation and allowance of certain election officers in every county of the state having a population of not less than 57,000 nor more than 61,000 according to the last or any subsequent federal decennial census.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Leonard	Pelham	
Adams	Folsom	Lindsey	Pierce	
Albea	Giles	Lolley	Radney	
Bailes	Gilmore	McCarley	Skidmore	
Branyon	Givhan	McDermott	Stone	
Carr	Harris	Morrow	Vacca	
Childs	Jackson			—25

Nays: —0

The Bill:

H. 683. To amend Act No. 13, H. 118, Regular Session 1947, an act establishing for the municipality of Phenix City a pension and relief system for the benefit of firemen and policemen (Local Acts 1947, p. 7).

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Dominick	Leonard	Radney	
Adams	Engel	McDermott	Skidmore	
Albea	Givhan	Morrow	Stone	
Bailes	Goodwyn	Nabors	Torbert	
Branyon	Harris	O'Bannon	Turner	
Carr	Hawkins	Oden	Vacca	
Clark	Jackson			—25

Nays: —0

STATEMENT BY MR. ODEN

Mr. Oden stated as follows:

"I am moving for the passage of the following bills, H. B.'s 722, 721, 754, 755, 878 and 943, although I doubt the constitutionality of said bills because they do not contain notice and proof and were not properly advertised."

BILLS ON THIRD READING RESUMED

The Bill:

H. 722. To regulate the compensation of members of the county board of registrars in all counties having populations of not less than 21,900 nor more than 22,300, according to the most recent federal decennial census; providing for payment of additional compensation from the county treasury.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Lindsey	Oden	
Adams	Folsom	Lolley	Pierce	
Albea	Giles	McCarley	Radney	
Bailes	Gilmore	McDermott	Skidmore	
Branyon	Hawkins	Morrow	Stone	
Carr	Jackson	O'Bannon	Torbert	
Childs	Leonard			—25

Nays: —0

The Bill:

H. 721. To apply only in counties having populations of not less than 21,900 nor more than 22,300, providing expense allowances payable from the county treasury for the coroners of such counties.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Gilmore	McCarley	Radney	
Branyon	Givhan	McDermott	Skidmore	
Carr	Goodwyn	Morrow	Stone	
Childs	Harris	O'Bannon	Torbert	
Clark	Hawkins	Oden	Turner	
Cooper	Jackson	Pierce	Vacca	
Dominick	Lolley			—25

Nays: —0

The Bill:

H. 754. To apply only in counties having not less than 22,550 nor more than 24,550 inhabitants; providing for the appointment of an additional clerk or assistant to the clerk by the circuit court clerk and for payment of his compensation by the county.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Lindsey	Radney	
Adams	Givhan	McDermott	Skidmore	
Albea	Goodwyn	Morrow	Stone	
Bailes	Harris	Nabors	Torbert	
Branyon	Hawkins	Oden	Turner	
Carr	Jackson	Pierce	Vacca	
Dominick	Leonard			—25

Nays: —0

The Bill:

H. 755. To apply only in counties having populations of not less than 22,550 nor more than 24,550; providing for the appointment and compensation of a clerk for the sheriff.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Dominick	Jackson	Pierce	
Adams	Engel	Leonard	Radney	
Albea	Folsom	Lindsey	Skidmore	
Bailes	Giles	Lolley	Stone	
Childs	Gilmore	McCarley	Torbert	
Clark	Harris	Oden	Turner	
Cooper	Hawkins			—25

Nays: —0

The Bill:

H. 878. To apply only in counties having populations of not less than 21,900 nor more than 22,300, fixing the compensation of members of the jury commission.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Dominick	Lolley	Radney	
Bailes	Gilmore	McCarley	Skidmore	
Branyon	Givhan	McDermott	Stone	
Carr	Goodwyn	Morrow	Torbert	
Childs	Harris	O'Bannon	Turner	
Clark	Hawkins	Oden	Vacca	
Cooper	Jackson			—25

Nays: —0

The Bill:

H. 943. Relating to counties having populations of not less than 21,900 nor more than 22,300 according to the most recent federal decennial census, whose roads and bridges are constructed, maintained and repaired by the state highway department; authorizing and providing for the deduction and withholding by the judge of probate of any such county of a prescribed amount of the first moneys accruing from that part of the motor vehicle and trailer license taxes allocated to the county when such judge remits such taxes to the state highway department; and to prescribe the use of the amount so deducted.

was taken up.

Mr. Oden offered the following amendment to the Bill, H. B. 943, to-wit:

AMENDMENT TO H. B. 943

In Section 4, add the following sentence: This Act supersedes Act No. 290, H. 60, approved September 15, 1961 (Acts 1961, v. 2, p. 2343) which is hereby expressly repealed.

Which was adopted.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Clark	Goodwyn	Oden	
Adams	Cooper	Leonard	Skidmore	
Albea	Engel	Lindsey	Stone	
Bailes	Folsom	Lolley	Torbert	
Branyon	Giles	McCarley	Turner	
Carr	Gilmore	O'Bannon	Vacca	
Childs	Givhan			—25

Nays: —0

And said Bill, H. B. 943, as thus amended, was then read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Clark	Goodwyn	Oden	
Adams	Cooper	Leonard	Skidmore	
Albea	Engel	Lindsey	Stone	
Bailes	Folsom	Lolley	Torbert	
Branyon	Giles	McCarley	Turner	
Carr	Gilmore	O'Bannon	Vacca	
Childs	Givhan			—25

Nays: —0

The Bill:

H. 704. To enable and authorize any bank organized and operating under the laws of Alabama, having its principal place of business in DeKalb County, Alabama, or having a branch office or branch place of business in said county, with the approval of the Superintendent of Banks of the State of Alabama; to establish one branch bank or branch office in said County.

was taken up.

The Standing Committee on Local Legislation No. 1 reported the following amendment to the Bill, H. B. 704, to-wit:

AMENDMENT TO H. B. 704

Amend H. B. 704 by deleting Section 1 in its entirety and inserting in lieu therefor the following:

"Section 1. Any bank organized and operating under the laws of the State of Alabama, on or before June 1, 1967, having its principal place of business in DeKalb County, Alabama, may, with the approval of the Superintendent of Banks of the State of Alabama, create, establish, open, operate and maintain one additional branch bank or branch office or branch place of business in DeKalb County, Alabama."

Which was adopted.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Childs	Dominick	Giles
Branyon	Clark	Engel	Harris
Carr	Cooper	Folsom	Hawkins

Jackson	Morrow	Pelham	Stone	
Leonard	Nabors	Pierce	Turner	
Lindsey	O'Bannon	Radney	Vacca	
Lolley	Oden			—25

Nays: —0

And said Bill, H. B. 704, as thus amended, was then read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Lindsey	Pelham	
Branyon	Folsom	Lolley	Pierce	
Carr	Giles	Morrow	Radney	
Childs	Harris	Nabors	Stone	
Clark	Hawkins	O'Bannon	Turner	
Cooper	Jackson	Oden	Vacca	
Dominick	Leonard			—25

Nays: —0

The Bill:

H. 611. To authorize, provide for the licensing of, and to regulate the operation of, and hunting on privately owned hunting preserves, stocked by artificially propagated upland birds in all counties having populations of not less than 38,000 nor more than 45,000 according to the 1960 or any subsequent federal decennial census; to prescribe the fees for such licenses, provide for their collection and distribution; and to prescribe penalties for violation of this Act.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Lindsey	Pelham	
Adams	Folsom	Lolley	Pierce	
Albea	Giles	McCarley	Radney	
Bailes	Gilmore	McDermott	Stone	
Clark	Givhan	Morrow	Turner	
Cooper	Goodwyn	Nabors	Vacca	
Dominick	Leonard			—25

Nays: —0

The Bill:

H. 636. To amend Act Number 280, H. B. 109, Acts of Alabama, Special Session of 1965, approved May 5, 1965, which relates to the appointment and compensation of Deputy District Attorneys of the Thirteenth Judicial Circuit.

was taken up.

Mr. Engel offered the following amendment to the Bill, H. B. 636, to-wit:

AMENDMENT TO H. B. 636

Strike out the figures "$13,200.00" where they appear in the second paragraph of Section 1 of the Act being amended therein, and insert in lieu thereof the figures "$13,600.00"

Which was adopted.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Cooper	Hawkins	Nabors	
Albea	Engel	Jackson	O'Bannon	
Bailes	Giles	Leonard	Pelham	
Branyon	Gilmore	Lindsey	Radney	
Carr	Givhan	Lolley	Skidmore	
Childs	Goodwyn	McDermott	Stone	
Clark	Harris			—25
Nays:				—0

And said Bill, H. B. 636, as thus amended, was then read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Jackson	O'Bannon	
Adams	Giles	Leonard	Pelham	
Branyon	Gilmore	Lindsey	Stone	
Carr	Givhan	Lolley	Torbert	
Childs	Goodwyn	McDermott	Turner	
Clark	Harris	Nabors	Vacca	
Cooper	Hawkins			—25
Nays:				—0

The Bill:

H. 871. Relating to Marion County; authorizing the court of county commissioners, board of revenue, or like governing body of the county to levy additional privilege license and excise taxes for educational purposes, paralleling the state sales and use taxes provided for in Act No. 100, H. 94, Second Special Session 1959 (Acts 1959, p. 298), as amended, and Code of Alabama 1940, Title 51, Chapter 20, Article 11, as amended, when such a levy is approved at an election called for such purpose; providing for the ordering and holding of such election; providing for the collection of such taxes by the State Department of Revenue, and for the distribution of the proceeds thereof; restricting the application of this Act to areas of the county outside the corporate limits of the City of Winfield; providing for the enforcement of the Act; and providing penalties for violations of the Act.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Dominick	Jackson	Pierce	
Adams	Engel	McCarley	Radney	
Albea	Folsom	McDermott	Skidmore	
Bailes	Giles	Morrow	Stone	
Childs	Goodwyn	Nabors	Torbert	
Clark	Harris	Oden	Turner	
Cooper	Hawkins			—25
Nays:				—0

The Bill:

H. 702. To amend Section 1 of Act No. 129, S. 54, approved September 15, 1961, an act fixing the compensation of the deputy solicitor of Chambers County.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Gilmore	McCarley	Pelham	
Branyon	Givhan	McDermott	Pierce	
Carr	Goodwyn	Morrow	Radney	
Childs	Harris	Nabors	Skidmore	
Clark	Hawkins	O'Bannon	Torbert	
Cooper	Jackson	Oden	Vacca	
Dominick	Lolley			—25

Nays: —0

The Bill:

H. 799. Relating to Marshall County; further regulating the keeping of records in the Marshall County Court; eliminating the recording of certain documents in what is commonly designated "final record books," and providing that the originals of such documents shall constitute the final record in both civil cases at law and criminal cases in such court; and providing for the safekeeping of such final records.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Dominick	Jackson	Oden	
Adams	Folsom	Leonard	Pelham	
Albea	Gilmore	Lindsey	Pierce	
Bailes	Givhan	Lolley	Torbert	
Carr	Goodwyn	Nabors	Turner	
Clark	Harris	O'Bannon	Vacca	
Cooper	Hawkins			—25

Nays: —0

The Bill:

H. 804. To alter or rearrange the boundary lines of the Town of Springville, St. Clair County, Alabama, so as to include within the corporate limits of said town all territory now within such corporate limits, and also certain other territory in St. Clair County, Alabama.

was taken up.

Mr. Carr offered the following amendment to the bill, H. B. 804, to-wit:

AMENDMENT TO HOUSE BILL 804

Amend the second paragraph of Section 1 of House Bill 804 by adding at the end of said second paragraph the following words: "there is hereby excepted from the above description all that land lying East or South East of Interstate Highway 59."

Which was adopted.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Dominick	Hawkins	Oden	
Adams	Engel	Leonard	Pelham	
Albea	Folsom	Lindsey	Pierce	
Bailes	Giles	Lolley	Radney	
Carr	Givhan	McCarley	Skidmore	
Clark	Goodwyn	McDermott	Vacca	
Cooper	Harris			—25

Nays: —0

And said Bill, H. B. 804, as thus amended, was then read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Dominick	Hawkins	Oden	
Adams	Engel	Leonard	Pelham	
Albea	Folsom	Lindsey	Pierce	
Bailes	Giles	Lolley	Radney	
Carr	Givhan	McCarley	Skidmore	
Clark	Goodwyn	McDermott	Vacca	
Cooper	Harris			—25

Nays: —0

The Bill:

H. 820. Relating to counties having populations of not less than 47,000 nor more than 49,000, according to the most recent federal decennial census, providing further for clerk hire allowances for certain county officers, repealing conflicting laws.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Dominick	McCarley	Radney	
Adams	Gilmore	McDermott	Skidmore	
Albea	Givhan	Morrow	Stone	
Bailes	Goodwyn	Nabors	Torbert	
Carr	Harris	O'Bannon	Turner	
Clark	Hawkins	Oden	Vacca	
Cooper	Jackson			—25

Nays: —0

The Bill:

H. 819. To apply only in counties having populations of not less than 47,000 nor more than 49,000; fixing the compensation of the deputy district attorney of any such county.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Dominick	Jackson	Oden	
Adams	Folsom	McCarley	Skidmore	
Albea	Gilmore	McDermott	Stone	
Bailes	Givhan	Morrow	Torbert	
Carr	Goodwyn	Nabors	Turner	
Clark	Harris	O'Bannon	Vacca	
Cooper	Hawkins			—25
Nays:				—0

The Bill:

H. 798. To provide for newspaper publication of legal notices in Marshall County, repealing conflicting laws.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Dominick	Lolley	Radney	
Adams	Folsom	McCarley	Skidmore	
Albea	Gilmore	McDermott	Stone	
Bailes	Givhan	Morrow	Torbert	
Carr	Goodwyn	Pelham	Turner	
Clark	Leonard	Pierce	Vacca	
Cooper	Lindsey			—25
Nays:				—0

The Bill:

H. 776. Relating to Covington County; providing for the method of acknowledging full or partial satisfaction of any recorded mortgage or other lien in the records of the office of the judge of probate of Covington County.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	McCarley	Pelham	
Branyon	Folsom	McDermott	Pierce	
Carr	Giles	Morrow	Radney	
Childs	Harris	Nabors	Skidmore	
Clark	Hawkins	O'Bannon	Stone	
Cooper	Jackson	Oden	Turner	
Dominick	Lolley			—25
Nays:				—0

The Bill:

H. 775. To amend further Section 11 of Act No. 22, H. 160, Regular Session 1945, an act abolishing the court of county commissioners of Covington County and creating a board of revenue (Local Acts 1945, p. 23), in relation to the compensation of the president and members of the board of revenue.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Dominick	Lindsey	Pelham	
Adams	Engel	Lolley	Pierce	
Albea	Folsom	McDermott	Radney	
Bailes	Giles	Morrow	Skidmore	
Branyon	Harris	Nabors	Stone	
Clark	Hawkins	Oden	Turner	
Cooper	Jackson			—25

Nays: —0

The Bill:

H. 778. Relating to Covington County; authorizing the judge of probate to provide for the microfilming of records required to be recorded in the office of the judge of probate; making the provisions of this Act retroactive.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Clark	Goodwyn	Oden	
Adams	Cooper	Leonard	Pelham	
Albea	Engel	Lindsey	Pierce	
Bailes	Folsom	Lolley	Radney	
Branyon	Giles	McCarley	Turner	
Carr	Gilmore	O'Bannon	Vacca	
Childs	Givhan			—25

Nays: —0

The Bill:

H. 748. Relating to counties having populations of not less than 20,000 nor more than 25,000 inhabitants and two courthouses; providing an expense allowance for the tax collectors of such counties.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Dominick	Leonard	Radney	
Adams	Engel	McDermott	Skidmore	
Albea	Givhan	Morrow	Stone	
Bailes	Goodwyn	Nabors	Torbert	
Branyon	Harris	O'Bannon	Turner	
Carr	Hawkins	Oden	Vacca	
Clark	Jackson			—25

Nays: —0

The Bill:

H. 689. To apply only in counties having populations of not less than 15,300 nor more than 15,400, making further provisions for the compensation of the chairman and members of the court of county commissioners of such counties.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Folsom	Jackson	O'Bannon	
Bailes	Giles	Lindsey	Oden	
Branyon	Gilmore	McCarley	Pelham	
Carr	Givhan	McDermott	Pierce	
Childs	Goodwyn	Morrow	Stone	
Cooper	Harris	Nabors	Torbert	
Engel	Hawkins			—25

Nays: —0

The Bill:

H. 690. To provide an additional expense allowance for members of the court of county commissioners, board of revenue or other like governing body of Washington County; to provide an effective date and an expiration date for operation of the Act.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Giles	Lindsey	Pelham	
Adams	Gilmore	McCarley	Pierce	
Albea	Givhan	McDermott	Radney	
Childs	Goodwyn	Morrow	Skidmore	
Cooper	Harris	Nabors	Stone	
Engel	Hawkins	O'Bannon	Vacca	
Folsom	Jackson			—25

Nays: —0

The Bill:

H. 738. To authorize the governing body of Washington County, Alabama to pay the sum of $410.00 to Mallie J. Palmer and the sum of $410.00 to D. G. Smith out of the gasoline tax fund, road and bridge fund or any other fund in the County treasury not otherwise appropriated to reimburse them for medical and other expenses in connection with an automobile accident on a public road in Washington County, Alabama.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Cooper	Lindsey	Oden	
Adams	Engel	McCarley	Pelham	
Albea	Folsom	McDermott	Pierce	
Bailes	Giles	Morrow	Torbert	
Branyon	Gilmore	Nabors	Turner	
Carr	Hawkins	O'Bannon	Vacca	
Childs	Jackson			—25

Nays: —0

The Bill:

H. 808. To provide additional compensation for the official court reporter of the First Judicial Circuit of Alabama.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Folsom	Jackson	Oden	
Bailes	Giles	Leonard	Pelham	
Branyon	Gilmore	Lindsey	Pierce	
Carr	Givhan	Lolley	Radney	
Cooper	Goodwyn	Nabors	Skidmore	
Dominick	Harris	O'Bannon	Stone	
Engel	Hawkins			—25

Nays: —0

The Bill:

H. 892. To amend Act No. 23, H. 109, Special Session 1964, an act applying only in counties having populations of not less than 110,000 nor more than 160,000 according to the most recent federal decennial census; fixing and providing for the payment of compensation of the members and chairman of the county governing body. (Acts, First and Second Special Sessions 1964, p. 44).

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Leonard	Pelham	
Adams	Giles	Lindsey	Pierce	
Albea	Givhan	Lolley	Radney	
Bailes	Goodwyn	McCarley	Skidmore	
Clark	Harris	McDermott	Stone	
Cooper	Hawkins	Morrow	Vacca	
Dominick	Jackson			—25

Nays: —0

The Bill:

H. 891. To amend Sections 7 and 16 of Act No. 780, which act applies only in counties having populations of not less than 110,000 nor more than 165,000 according to the most recent federal decennial census, enacted at the 1961 Regular Session of the Legislature of Alabama so as to broaden the power of Airport Authorities organized thereunder to sell and convey their properties and so as to provide that any deeds or other documents whereby properties are conveyed to any such Airport Authority, any indentures executed by any such Authority and any leases made by any such Authority may be filed for record in the office of the Judge of Probate of the county that authorized the incorporation of such Authority, without the payment of any tax or fees other than such fees as are prescribed by law for the recording of such instruments.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Lolley	Pierce	
Adams	Giles	McCarley	Radney	
Albea	Givhan	Nabors	Stone	
Bailes	Goodwyn	O'Bannon	Torbert	
Branyon	Harris	Oden	Turner	
Carr	Leonard	Pelham	Vacca	
Childs	Lindsey			—25

Nays: —0

The Bill:

H. 895. To further regulate the liquor traffic in the municipality of Madison in Madison County, making further provisions for issuance of liquor licenses, and repealing conflicting laws.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Lolley	Oden	
Adams	Giles	McCarley	Skidmore	
Albea	Givhan	McDermott	Stone	
Bailes	Goodwyn	Morrow	Torbert	
Branyon	Harris	Nabors	Turner	
Carr	Hawkins	O'Bannon	Vacca	
Childs	Jackson			—25

Nays: —0

The Bill:

H. 637. To amend further Act No. 263, S. 222, Special Session 1961 (Acts 1961, p. 2280), relating to the compensation of election officers in counties having populations of not less than 300,000 nor more than 500,000.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Cooper	Hawkins	Nabors	
Albea	Engel	Jackson	O'Bannon	
Bailes	Giles	Leonard	Pelham	
Branyon	Gilmore	Lindsey	Radney	
Carr	Givhan	Lolley	Skidmore	
Childs	Goodwyn	McDermott	Stone	
Clark	Harris			—25

Nays: —0

The Bill:

H. 761. To fix the salary of the clerk of the court of general sessions at Mobile County and to regulate the payment thereof.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Giles	Leonard	Pelham	
Adams	Gilmore	Lindsey	Skidmore	
Carr	Givhan	Lolley	Stone	
Childs	Goodwyn	McDermott	Torbert	
Clark	Harris	Nabors	Turner	
Cooper	Hawkins	O'Bannon	Vacca	
Engel	Jackson			—25

Nays: —0

The Bill:

H. 858. To alter, rearrange and extend the corporate limits of the City of Sylacauga, Talladega County, Alabama.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	McCarley	Pelham	
Adams	Folsom	McDermott	Pierce	
Albea	Giles	Morrow	Radney	
Bailes	Harris	Nabors	Skidmore	
Clark	Hawkins	O'Bannon	Turner	
Cooper	Leonard	Oden	Vacca	
Dominick	Lolley			—25

Nays: —0

The Bill:

H. 857. To alter, rearrange and extend the corporate limits of the City of Sylacauga, Talladega County, Alabama.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Clark	Leonard	Pelham	
Adams	Engel	Lolley	Pierce	
Albea	Folsom	McCarley	Radney	
Bailes	Giles	McDermott	Skidmore	
Branyon	Gilmore	Morrow	Stone	
Carr	Givhan	Oden	Torbert	
Childs	Goodwyn			—25

Nays: —0

The Bill:

H. 795. To apply only in counties having populations of not less than 15,400 nor more than 16,000; providing an expense allowance payable from the county treasury for the use of the coroner.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Lindsey	Radney	
Branyon	Folsom	McCarley	Skidmore	
Carr	Goodwyn	Morrow	Stone	
Childs	Harris	Nabors	Torbert	
Clark	Hawkins	O'Bannon	Turner	
Cooper	Jackson	Oden	Vacca	
Dominick	Leonard			—25

Nays: —0

The Bill:

H. 873. To apply only in counties having populations of not less than 76,000 nor more than 96,000 according to the most recent federal decennial census, authorizing municipal corporations to make valid conveyances of certain surplus property.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Lindsey	Pelham	
Adams	Folsom	McCarley	Pierce	
Albea	Giles	Morrow	Radney	
Bailes	Gilmore	Nabors	Torbert	
Clark	Givhan	O'Bannon	Turner	
Cooper	Jackson	Oden	Vacca	
Dominick	Leonard			—25

Nays: —0

The Bill:

H. 877. To apply only in counties having populations of not less than 100,000 nor more than 115,000 according to the most recent federal decennial census; making provisions for recording change of ownership of motor vehicles, and prescribing penalties.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Lindsey	Pelham	
Adams	Folsom	Lolley	Pierce	
Albea	Giles	McCarley	Skidmore	
Bailes	Gilmore	Nabors	Torbert	
Branyon	Givhan	O'Bannon	Turner	
Carr	Jackson	Oden	Vacca	
Childs	Leonard			—25

Nays: —0

The Bill:

H. 737. Regulating the practice of barbering; prescribing the terms upon which licenses may be issued to practitioners of barbering, including students and apprentices; regulating barber shops, barber schools and instructors; providing for the appointment of a County Board of Barber

Commissioners, and defining the duties of said Board; prescribing fees; defining certain misdemeanors and providing penalties for violation thereof in all counties having a population of not less than 100,000 nor more than 115,000 inhabitants according to the last or any subsequent federal decennial census.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	McCarley	Pelham	
Adams	Givhan	McDermott	Pierce	
Albea	Goodwyn	Morrow	Skidmore	
Childs	Harris	Nabors	Torbert	
Clark	Hawkins	O'Bannon	Turner	
Cooper	Jackson	Oden	Vacca	
Dominick	Lolley			—25

Nays: —0

The Bill:

H. 749. To repeal Act No. 343, H. 296, approved September 12, 1966, entitled "An Act to apply only in counties having populations of not less than 96,000 nor more than 106,000; providing for election of county commissioners or members of county governing bodies by districts."

was taken up.

Mr. Nabors offered the following substitute for the Bill, H. B. 749, to-wit:

SUBSTITUTE FOR H. B. 749

A BILL
TO BE ENTITLED
AN ACT

To amend Act No. 343, H. 296, approved September 12, 1966, entitled "An Act to apply only in counties having populations of not less than 96,000 nor more than 106,000; providing for election of county commissioners or members of county governing bodies by districts."

Be It Enacted by the Legislature of Alabama:

That Act No. 343, H. 296, approved September 12, 1966, entitled "An Act to apply only in counties having populations of not less than 96,000 nor more than 106,000; providing for election of county commissioners or members of county governing bodies by districts" (Acts 1966, p. 487) is hereby amended so as to read as follows:

"Section 1. In all counties having populations of not less than 96,000 nor more than 106,000 according to the most recent federal decennial census, all members of the court of county commissioners or board of revenue or other like county governing body shall be elected by the qualified electors of the county at large. A member of the court or board must be a resident and qualified elector of the county and may reside anywhere in the county.

"Section 2. All laws or parts of laws which conflict with this Act are repealed.

"Section 3. The provisions of this Act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

"Section 4. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law."

Which was adopted.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Lindsey	Pelham	
Branyon	Folsom	Lolley	Pierce	
Carr	Giles	McCarley	Radney	
Childs	Gilmore	McDermott	Skidmore	
Clark	Givhan	Nabors	Stone	
Cooper	Jackson	Oden	Torbert	
Dominick	Leonard			—25
Nays:				—0

And said Bill, H. B. 749, as thus amended by the substitute, was then read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Lindsey	Pelham	
Branyon	Folsom	Lolley	Pierce	
Carr	Giles	McCarley	Radney	
Childs	Gilmore	McDermott	Skidmore	
Clark	Givhan	Nabors	Stone	
Cooper	Jackson	Oden	Torbert	
Dominick	Leonard			—25
Nays:				—0

The Bill:

H. 782. To provide for the distribution among the municipalities in any county having a population as great as 96,000 and not exceeding 108,000, according to the last or any succeeding federal decennial census, of a portion of the State Gasoline Excise Tax paid to such county pursuant to the provisions of Section 5(b) of Act No. 224 adopted at the special session of the Legislature of Alabama that convened on March 2, 1967.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Lindsey	Pelham	
Adams	Folsom	Lolley	Pierce	
Albea	Giles	McCarley	Radney	
Bailes	Harris	McDermott	Torbert	
Clark	Hawkins	Nabors	Turner	
Cooper	Jackson	Oden	Vacca	
Dominick	Leonard			—25
Nays:				—0

The Bill:

H. 909. To apply only in counties having populations of not less than 16,150 nor more than 17,350; providing expense allowances for tax collectors of such counties.

was taken up.

The Standing Committee on Local Legislation No. 1 reported the following amendment to the Bill, H. B. 909, to-wit:

AMENDMENT TO H. B. 909

Amend H. B. 909 by striking Section 1 in its entirety and inserting in lieu therefor the following:

"Section 1. In all counties having populations of not less than 16,150 nor more than 17,350, according to the most recent federal decennial census, the tax collector may be allowed $100 per month for expenses, at the discretion of the county governing body, which allowance shall be paid out of the general fund in the county treasury, on warrants drawn in the manner prescribed by law. The expense allowance provided for herein shall be in addition to all other allowances and emoluments provided the tax collector for performing the duties of his office."

Which was adopted.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Lindsey	Pelham	
Adams	Folsom	Lolley	Pierce	
Albea	Giles	McCarley	Radney	
Bailes	Gilmore	McDermott	Stone	
Branyon	Givhan	Morrow	Turner	
Carr	Goodwyn	Nabors	Vacca	
Dominick	Leonard			—25
Nays:				—0

And said Bill, H. B. 909, as thus amended, was then read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Lindsey	Pelham	
Adams	Folsom	Lolley	Pierce	
Albea	Giles	McCarley	Radney	
Bailes	Gilmore	McDermott	Stone	
Branyon	Givhan	Morrow	Turner	
Carr	Goodwyn	Nabors	Vacca	
Dominick	Leonard			—25
Nays:				—0

The Bill:

H. 910. To apply only in counties having populations of not less than 16,150 nor more than 17,350; providing expense allowances for tax assessors of such counties.

was taken up.

The Standing Committee on Local Legislation No. 1 reported the following amendment to the Bill, H. B. 910, to-wit:

AMENDMENT TO H. B. 910

Amend H. B. 910 by striking Section 1 in its entirety and inserting in lieu therefor the following:

"Section 1. In all counties having populations of not less than 16,150 nor more than 17,350, according to the most recent federal decennial census, the tax assessor may be allowed $100 per month for expenses, at the discretion of the county governing body, which allowance shall be paid out of the general fund in the county treasury, on warrants drawn in the manner prescribed by law. The expense allowance provided for herein shall be in addition to all other allowances and emoluments provided the tax assessor for performing the duties of his office."

Which was adopted.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Gilmore	McCarley	Pelham	
Branyon	Givhan	McDermott	Pierce	
Carr	Goodwyn	Morrow	Radney	
Childs	Harris	Nabors	Stone	
Clark	Hawkins	O'Bannon	Turner	
Cooper	Jackson	Oden	Vacca	
Dominick	Lolley			—25

Nays: —0

And said Bill, H. B. 910, as thus amended, was then read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Gilmore	McCarley	Pelham	
Branyon	Givhan	McDermott	Pierce	
Carr	Goodwyn	Morrow	Radney	
Childs	Harris	Nabors	Stone	
Clark	Hawkins	O'Bannon	Turner	
Cooper	Jackson	Oden	Vacca	
Dominick	Lolley			—25

Nays: —0

The Bill:

H. 815. To authorize and provide for clerical assistance to the Circuit Clerk, Probate Judge, Tax Assessor, Tax Collector, Register in Chancery, County Judge, and Sheriff of Cherokee County, Alabama, to provide for the selection, employment, and discharging of such assistants, to fix their compensation, and provide for the payment thereof out of the County funds.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Lindsey	Pelham	
Adams	Folsom	McDermott	Pierce	
Albea	Giles	Morrow	Radney	
Bailes	Harris	Nabors	Stone	
Clark	Hawkins	O'Bannon	Turner	
Cooper	Jackson	Oden	Vacca	
Dominick	Leonard			—25
Nays:				—0

The Bill:

H. 807. To apply only in counties having populations of not less than 51,000 nor more than 55,000; authorizing the court of county commissioners, board of revenue, or other like governing body of any such county to provide automobiles or other automative equipment for the use of the sheriff and his deputies in and about the performance of their duties.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Folsom	Lindsey	Radney	
Adams	Givhan	Morrow	Skidmore	
Albea	Goodwyn	Nabors	Stone	
Bailes	Harris	O'Bannon	Torbert	
Clark	Hawkins	Oden	Turner	
Cooper	Jackson	Pierce	Vacca	
Dominick	Leonard			—25
Nays:				—0

The Bill:

H. 779. An Act relating to the Municipality of the Town of Hammondville, Alabama in DeKalb County; to alter, re-arrange and extend the boundaries of Town of Hammondville.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Clark	Leonard	Oden	
Adams	Engel	Lindsey	Pelham	
Albea	Folsom	Lolley	Pierce	
Bailes	Giles	McCarley	Radney	
Branyon	Gilmore	McDermott	Stone	
Carr	Givhan	Morrow	Turner	
Childs	Goodwyn			—25
Nays:				—0

The Bill:

H. 814. To propose an amendment to the Constitution of Alabama, relating to the levying and collection of special property tax for educational purposes in the City of Fort Payne, DeKalb County, Alabama.

Was read a third time at length as required by the Constitution and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Gilmore	McCarley	Pelham	
Branyon	Givhan	McDermott	Pierce	
Carr	Goodwyn	Morrow	Radney	
Childs	Harris	Nabors	Stone	
Clark	Hawkins	O'Bannon	Turner	
Cooper	Jackson	Oden	Vacca	
Dominick	Lolley			—25

Nays: —0

The Bill:

H. 879. To apply only in counties having populations of not less than 36,600 nor more than 37,600; providing expense allowances for coroners of all such counties.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Dominick	Leonard	Pelham	
Adams	Engel	Lindsey	Pierce	
Albea	Folsom	Morrow	Radney	
Bailes	Giles	Nabors	Stone	
Childs	Harris	O'Bannon	Turner	
Clark	Hawkins	Oden	Vacca	
Cooper	Jackson			—25

Nays: —0

The Bill:

H. 705. To apply only in counties having not less than 16,200 nor more than 17,200 according to the most recent federal decennial census; authorizing the chairman or president of the county governing body to make expenditures from the county road, bridge and public building fund.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Lindsey	Pelham	
Adams	Folsom	Lolley	Pierce	
Albea	Giles	McCarley	Radney	
Bailes	Gilmore	McDermott	Stone	
Branyon	Givhan	Morrow	Turner	
Carr	Goodwyn	Nabors	Vacca	
Childs	Leonard			—25

Nays: —0

The Bill:

H. 813. To amend Section 2 of Act No. 506, S. 454, Regular Session 1963 (Acts of Alabama 1963, page 1093) relating to the Compensation of the County Superintendent of Education of Cherokee County, Alabama.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Dominick	Leonard	Pelham	
Adams	Engel	Lindsey	Pierce	
Albea	Folsom	Morrow	Radney	
Bailes	Giles	Nabors	Stone	
Branyon	Harris	O'Bannon	Turner	
Clark	Hawkins	Oden	Vacca	
Cooper	Jackson			—25
Nays:				—0

The Bill:

H. 876. To apply only in counties having populations of not less than 40,000 nor more than 45,000; providing an expense allowance for judges of the county court in such counties.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Gilmore	McCarley	Pelham	
Branyon	Givhan	McDermott	Pierce	
Carr	Goodwyn	Morrow	Radney	
Childs	Harris	Nabors	Stone	
Clark	Hawkins	O'Bannon	Turner	
Cooper	Jackson	Oden	Vacca	
Dominick	Lolley			—25
Nays:				—0

The Bill:

H. 366. Fixing the salaries of the Sheriff, Tax Assessor, Tax Collector, Register, and Circuit Clerk of DeKalb County, Alabama, and to provide payment of same.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Lindsey	Pelham	
Adams	Folsom	Lolley	Pierce	
Albea	Giles	McCarley	Radney	
Bailes	Harris	Nabors	Stone	
Clark	Hawkins	O'Bannon	Turner	
Cooper	Jackson	Oden	Vacca	
Dominick	Leonard			—25
Nays:				—0

The Bill:

H. 904. To apply only in counties having populations of not less than 25,800 nor more than 26,500; authorizing the boards of education of all such counties to purchase sites for, construct, erect and equip and operate technical and special schools within city school systems.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Lolley	Pelham	
Adams	Folsom	McDermott	Pierce	
Albea	Giles	Morrow	Radney	
Bailes	Gilmore	Nabors	Skidmore	
Branyon	Givhan	O'Bannon	Stone	
Carr	Jackson	Oden	Turner	
Dominick	Leonard			—25

Nays: —0

The Bill:

H. 741. To provide for and regulate the commissions of the tax assessor of Conecuh County for assessing municipal taxes and to repeal conflicting laws.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Cooper	Harris	Morrow	
Adams	Engel	Leonard	Pelham	
Albea	Folsom	Lindsey	Pierce	
Bailes	Giles	Lolley	Radney	
Branyon	Gilmore	McCarley	Skidmore	
Carr	Givhan	McDermott	Stone	
Childs	Goodwyn			—25

Nays: —0

The Bill:

H. 823. To levy in each county of the State having a population of 500,000 or more, according to the last or any subsequent federal census, a privilege or license tax, generally paralleling the State sales tax, upon persons engaged in said county in the business of selling tangible personal property at retail or conducting places of amusement or entertainment or engaged in said county in any business subject to the State sales tax, and to levy an excise tax, generally paralleling the State use tax, on the storage, use or other consumption in said county of tangible personal property purchased at retail, to provide that the said privilege or license tax is required to be passed on to the consumer or purchaser at retail, to the extent provided for in this act; to provide for the making of reports or returns and the keeping of records with respect to the taxes herein levied; to provide that the exemptions applicable to the State sales tax statutes and the State use tax statutes, as said statutes may from time to time be amended, shall be applicable respectively to the said privilege or license tax and the said excise tax; to confer power to administer the act upon the Commissioner of Licenses or other officer or employee of said county charged with the duty of collecting county business license taxes or other license taxes now or hereafter required by law to be paid; to provide for the collection of the taxes levied by this act; to authorize the said Commissioner of Licenses, or other county officer or employee collecting said business license taxes or other license taxes, as aforesaid, to enforce such collection by civil suit, injunction, and accounting, or any of them; to provide that the taxes levied by this act shall constitute a lien and to provide that such lien shall be superior to all other liens except

the liens of ad valorem taxes, other license taxes, and municipal assessments; to provide for the enforcement of the lien of the taxes levied by this act; to provide that any taxpayer dissatisfied with the assessment made against him with respect to any such tax may appeal from the assessment to the Circuit Court of the county, sitting in equity, and to prescribe the procedure on such appeal; to provide that the proceeds collected each month from the taxes herein levied shall, after payment into the general treasury of the county of a specified percentage to compensate the county for the administrative, collection and enforcement expenses relating to such taxes, be paid as follows: two-thirds of such proceeds shall be paid into the County Indigent Care Fund created in Section 14 of Act No. 387 enacted at the 1965 Regular Session of the Legislature of Alabama; and the remaining one-third of such proceeds shall be paid to the public corporation created in such county by Act No. 547 enacted at the 1965 Regular Session of the Legislature of Alabama for the purpose of establishing, constructing, maintaining and operating a civic center in the county seat of said county; to repeal Sections 2 to 13, inclusive, of Act No. 387 enacted at the 1965 Regular Session of the Legislature of Alabama; and to provide an effective date.

was taken up.

The Standing Committee on Local Legislation No. 2 reported the following substitute for the Bill, H. B. 823, to-wit:

SUBSTITUTE TO H. B. 823

A BILL
TO BE ENTITLED
AN ACT

To levy in each county of the State having a population of 500,000 or more, according to the last or any subsequent federal census, a privilege or license tax, generally paralleling the State sales tax, upon persons engaged in said county in the business of selling tangible personal property at retail or conducting places of amusement or entertainment or engaged in said county in any business subject to the State sales tax, and to levy an excise tax, generally paralleling the State use tax, on the storage, use or other consumption in said county of tangible personal property purchased at retail, to provide that the said privilege or license tax is required to be passed on to the consumer or purchaser at retail, to the extent provided for in this act; to provide for the making of reports or returns and the keeping of records with respect to the taxes herein levied; to provide that the exemptions applicable to the State sales tax statutes and the State use tax statutes, as said statutes may from time to time be amended, shall be applicable respectively to the said privilege or license tax and the said excise tax, to confer power to administer the act upon the Commissioner of Licenses or other officer or employee of said county charged with the duty of collecting county business license taxes or other license taxes now or hereafter required by law to be paid; to provide for the collection of the taxes levied by this act; to authorize the said Commissioner of Licenses, or other county officer or employee collecting said business license taxes or other license taxes, as aforesaid, to enforce such collection by civil suit, injunction, and accounting, or any of them; to provide that the taxes levied by this act shall constitute a lien and to provide that such lien shall be superior to all other liens except the liens of ad valorem taxes, other license taxes, and municipal assessments; to provide for the enforcement of the lien of the taxes levied by this act; to provide that any taxpayer dissatisfied with the assessment made against him with respect to any such tax may appeal from the assessment to the Circuit Court of the county, sitting in equity, and to prescribe the procedure on such ap-

peal; to provide that the proceeds collected each month from the taxes herein levied shall be divided into two equal shares; to provide that the first such one-half share, after payment into the general treasury of the county of a specified percentage to compensate the county for the administrative, collection, and enforcement expenses relating to such taxes, shall be paid into the County Indigent Care Fund created in Section 14 of Act No. 387 enacted at the 1965 Regular Session of the Legislature of Alabama; to provide that of such remaining one-half share, the first $100,000 collected each such month shall be paid to the public corporation created in such county by Act No. 547 enacted at the 1965 Regular Session of the Legislature of Alabama for the purpose of establishing, constructing, maintaining and operating a civic center in the county seat of said county, for the payment to such public corporation of a certain additional portion of such one-half share, not exceeding $100,000, per month, in the event the proceeds from certain other specified taxes paid to such corporation during such month are less than $100,000, also for the payment each month out of the balance remaining an amount equal to twenty-two percent (22%) of such remaining one-half share to the treasurer or other custodian of funds for the Board of Health of any such county, and for the payment of the balance of such one-half share into the general treasury of said county; to repeal Sections 2 to 13, inclusive, of Act No. 387 enacted at the 1965 Regular Session of the Legislature of Alabama; and to provide an effective date.

Be It Enacted by the Legislature of Alabama:

Section 1. Meaning of Terms Used in This Act. The following words, terms and phrases where used in this act shall have the following respective meanings, except where the context clearly indicates a different meaning: "the State" means the State of Alabama; "the county" means any county in the State having a population of 500,000 or more, according to the last or any subsequent Federal census; "State sales tax statutes" means Act No. 100 enacted at the 1959 Second Special Session of the Legislature of Alabama and all other statutes of the State (whether now in existence or hereafter enacted) directly relating to the subject matter of said Act No. 100 (including, without limiting the generality of the foregoing, all statutes exempting the gross proceeds from various sales from the measure of the tax levied thereby), as said Act No. 100 and said other statutes have been heretofore amended or as they may be hereafter amended; "State sales tax" means the tax imposed by the State sales tax statutes; "State use tax statutes" means Article 11 of Chapter 20 of Title 51 of the Code of Alabama of 1940 and all other statutes of the State (whether now in existence or hereafter enacted) directly relating to the subject matter of said Article 11 (including, without limiting the generality of the foregoing, all statutes exempting the storage, use or consumption of various items of personal property from the tax levied thereby), as said Article 11 and said other statutes have been heretofore amended or as they may hereafter be amended; "State use tax" means the tax imposed by the State use tax statutes; "Commissioner of Licenses" means the Commissioner of Licenses, the Director of the Department of Revenue of the county or any other county officer or employee charged by law with the duty of collecting county business license taxes or other license taxes now or hereafter required by law to be paid to the State of Alabama or the counties thereof, or both; "quarterly period" means the period of three calendar months commencing on each January 1, April 1, July 1 and October 1; "Indigent Care Fund" means the County Indigent Care Fund created in Section 14 of Act No. 387 enacted at the 1965 Regular Session of the Legislature of Alabama; and "Authority" means the public corporation created in the county by Act No. 547 enacted at the 1965 Regular Session of the Legislature of Alabama, for the purpose of establishing, constructing, maintaining and operating a civic center in the

county seat of the county. In addition to the foregoing definitions, all words, terms and phrases that are defined in the State sales tax statutes or in the State use tax statutes shall, where used in this act, have the meanings respectively ascribed to them in the State sales tax statutes or the in State use tax statutes, as the case may be, except where otherwise specifically provided or where the context herein clearly indicates a different meaning.

Section 2. Legislative Intent. It is the intention of the Legislature by the passage of this act to levy in the county a sales tax and use tax which, with certain differences herein specifically provided, shall generally parallel the provisions of the State sales tax and State use tax, respectively, except that the rates of the taxes herein levied shall be as set forth herein. In order to facilitate administration of this act, and to permit the filing of returns by taxpayers to be made on the same or similar forms as those required under the State sales tax statutes and the State use tax statutes, (a) the procedures specified in those statutes are incorporated herein by reference, and (b) the sales and use taxes herein levied are made subject to all exemptions afforded by the State sales tax statutes and the State use tax statutes, respectively. This act shall be liberally construed to give effect to said intention.

Section 3. Levy of Sales Tax. (a) There is hereby levied in the county, in addition to all other taxes of every kind now imposed by law, and shall be collected as herein provided, a privilege or license tax against the person on account of the business activities and in the amount to be determined by the application of the rates herein prescribed against gross sales or gross receipts, as the case may be.

(b) The tax levied by this Section 3 shall apply to and is imposed and levied upon every person required to pay, on account of business done by him in the county, the State sales tax or upon whom, on account of business done by him in the county, the State sales tax is levied; provided, that in the event of the repeal of the State sales tax statutes, this act shall apply to and be imposed and levied upon (i) every person who would, had it not been for such repeal, been required to pay, on account of business done by him in the county, the State sales tax, and (ii) every person upon whom, had it not been for such repeal, the State sales tax would, on account of business done by him in the county, been levied.

(c) The rate of the sales tax levied by this Section 3, with respect to any sale or transaction subject to such tax, shall be an amount equal to one-fourth (¼) of the rate of the State sales tax applicable thereto, as said rate is in effect on the date of enactment of this act, subject however, to the qualifications, limitations and exceptions set forth below in this Section 3.

(d) As used in this subsection (d) and in the following subsection (e), the term "seller" means any person engaged in any business subject to the tax levied by Section 3 of this act. It is the intention of the Legislature that every seller upon whom the tax levied by this Section 3 is imposed shall collect the tax from the purchaser by adding the said tax to the sales or admission price.

(e) The provisions of this subsection (e) shall apply only to those sales and transactions with respect to which the rate of the State sales tax is four per cent (4%) and only so long as such rate remains four per cent (4%) with respect to such sales and transactions. The term "sales price" as used in this subsection (e) shall have the same meaning herein as in the State sales tax statutes.

On all sales and transactions subject to the provisions of this subsection (e), the seller shall collect from the purchaser not only the tax

levied in this Section 3 but also such amount as he is required to collect by the provisions of the State sales tax statutes. In order to facilitate the collection, by the seller from the purchaser, of the sales tax herein levied, the seller shall, with respect to sales and transactions subject to this act, collect the following respective amounts on the sales of items having a sales price of less than one dollar and on that portion of the sales price of any item that is a fractional part of a dollar (which amounts shall include not only the tax levied by this Section 3 but also the amount the seller is required to collect on account of the State sales tax):

Sales Price	Tax
0 to 10¢	None
11¢ to 24¢	1¢
25¢ to 44¢	2¢
45¢ to 64¢	3¢
65¢ to 84¢	4¢
85¢ to 1.10	5¢

All amounts collected by the seller under the foregoing schedule shall be applied by the seller, first, to the discharge of payment of the State sales tax, and, second, to the discharge of payment of the tax levied by Section 3 of this act.

(f) Any sale or transaction in the county subject to the State sales tax shall be subject to the tax levied in this Section 3; provided, however, that in the event of the repeal of the State sales tax statutes any sale or transaction in the county subject to the State sales tax immediately prior to any such repeal shall be subject to the tax levied by this Section 3.

(g) Any exemption provided for by the State sales tax statutes shall, during the period of time which such exemption shall be effective in said statutes, be applicable to the tax levied by this Section 3; provided, that in the event of the repeal of the State sales tax statutes, the exemptions effective therein immediately prior to such repeal shall thereafter be applicable to the tax levied in this Section 3.

(h) In the absence of any express provision herein to the contrary, all provisions and procedures with respect to the application for and issuance of licenses, the making of returns or reports, the contents of returns or reports, collection, and payment of taxes, keeping of records, reporting and paying taxes with respect to sales on credit, determination of the amount of the tax due, penalties, assessments, notices and examinations of taxpayers and their books provided for in the State sales tax statutes with respect to the State sales tax shall be applicable to the tax levied in this Section 3, excepting, however, the procedure for appeals from assessments, which appeals shall be taken as hereinafter set forth. Any procedure or provision involving the State Department of Revenue which is incorporated herein by reference to the State sales tax statutes shall be deemed to apply, with respect to the tax levied in this Section 3, to the Commissioner of Licenses.

(i) Nothing contained in this act, however, shall be construed as imposing any additional tax or license upon or with respect to the sales made by the Alabama Alcoholic Beverage Control Board.

Section 4. Levy of Use Tax. (a) An excise tax is hereby imposed on the storage, use or other consumption in the county of tangible personal property purchased at retail on or after the effective date of this act for storage, use or other consumption in the county, at the rate of one-fourth (¼) of the rate of the State use tax applicable thereto. as

said rate is in effect on the date of enactment of this act, regardless of whether the retailer who made the sale is or is not engaged in business in the county.

(b) Any storage, use or other consumption in the county of tangible personal property subject to the State use tax shall be subject to the use tax levied hereby at the applicable rate herein prescribed; provided that in the event of the repeal of the State use tax statutes, any such storage, use or other consumption in the county of tangible personal property purchased at retail which was subject to the State use tax immediately prior to such repeal shall continue to be subject to the use tax levied by this Section 4.

(c) Each exemption provided for in the State use tax statutes shall, during the period of time for which such exemption is therein effective, be applicable to the tax levied by this Section 4, provided that in the event of the repeal of the said State use tax statutes, the exemptions effective therein immediately prior to any such repeal shall thereafter be applicable to the tax levied in this Section 4.

(d) All provisions and procedures with respect to the filing of returns, collection and payment of taxes, keeping of records, making of reports, determination of the amount of the tax due, penalties, assessments, notices, examinations of taxpayers and their books provided in the State use tax statutes with respect to the State use tax shall be applicable to the tax levied in this Section 4 unless otherwise provided herein, excepting, however, the procedure for appeals from assessments, which appeals shall be taken as hereinafter set forth. Any procedure or provision involving the State Department of Revenue which is incorporated herein by reference to the State use tax statutes shall be deemed to apply, with respect to the tax levied in this Section 4, to the Commissioner of Licenses.

(e) Every person storing, using or otherwise consuming in the county tangible personal property purchased at retail shall be liable for the tax imposed in this Section 4 and the liability shall not be extinguished until the tax has been paid; provided, however, that a receipt from a retailer maintaining a place of business in the county, showing that the property in question was purchased at retail from such retailer and that the tax levied in Section 3 of this act has been paid with respect to the purchase at retail of such property, shall be sufficient to relieve the purchaser from further liability for a tax under this Section 4 with respect to the use, storage or consumption of such property.

Section 5. Payment and Returns. (a) The tax levied in Section 3 hereof, except as otherwise provided, shall be due and payable monthly on or before the twentieth day of the month next succeeding the month in which the tax accrues. On or before the day on which said tax becomes due and payable, every person on whom said tax is imposed shall render to the Commissioner of Licenses, on a form prescribed by the said Commissioner, a true and correct statement showing the gross sales, the gross proceeds of sales, or gross receipts of his business, as the case may be, for the then next preceding month, the amount of gross proceeds or gross receipts which are not subject to the said tax or are not to be used for a measurement of the said tax due from such person, and the nature thereof, together with such other information as the Commissioner of Licenses may require, and at the time of making such monthly report such person shall pay to the Commissioner of Licenses the amount of the tax shown to be due; provided however, that when the total tax for which any person is liable under Section 3 of this act does not exceed Ten Dollars ($10) for any month, a quarterly return and remittance in lieu of the monthly returns and remittances may be

made on or before the twentieth day of the month next succeeding the end of the quarter for which the tax is due, when specially authorized by the Commissioner of Licenses, and under such rules and regulations as may be prescribed. The Commissioner of Licenses, for good cause, may extend the time for making any return required under the provisions of this act, but the time for filing any such return shall not be extended for a period greater than thirty (30) days from the date such return is due to be made.

(b) The tax levied in Section 4 hereof shall be due and payable quarterly on or before the twentieth day of the month next succeeding the quarterly period during which the said tax shall have accrued for the storage, use or other consumption of tangible property. Every person purchasing tangible personal property the storage, use or other consumption of which is subject to the tax levied in Section 4 hereof and with respect to the retail sale of which the tax levied in Section 3 hereof has not been paid, shall, on or before the twentieth day of the month following the close of the quarterly period within which such storage, use or other consumption shall first occur, file with the Commissioner of Licenses a return for the preceding quarterly period, in such form as may be prescribed by the said Commissioner, showing the total sales price of the tangible personal property purchased by such person, the storage, use or consumption of which became subject, during the preceding quarterly period, to the tax imposed by Section 4 hereof, and such other information as the said Commissioner may deem necessary for the proper administration of the act. The return shall be accompanied by a remittance of the amount of tax levied in Section 4 hereof.

(c) Any discount at any time allowed under the State sales tax statutes, with respect to the tax levied thereby, shall at such time be applicable to the tax levied in Section 3 hereof. Any discount at any time allowed by the State use tax statutes, with respect to the tax levied thereby, shall at such time be applicable to the tax levied in Section 4 hereof.

Section 6. Taxes Constitute Debt. The taxes herein levied shall constitute a debt due the Commissioner of Licenses, and may be collected by civil suit brought within three years after the taxes become due and payable. The Commissioner of Licenses shall have the power to bring and prosecute any such suits in his own name. The provisions of this Section 6 are cumulative and this Section shall not be deemed to abridge or limit the power of the Commissioner of Licenses to use all other methods of collection that are set forth in the State sales tax statutes and the State use tax statutes and that are herein conferred on the Commissioner of Licenses by reference to such statutes or otherwise.

Section 7. Injunction Relief and Accounting. The Commissioner of Licenses may, by bill or petition filed in the Circuit Court of the county, in equity, obtain orders or decrees for either or both of the following: (a) enjoining the operation and conduct of any business activities which are subject to the tax imposed by Section 3 hereof and with respect to which the said tax is delinquent in whole or in part; and (b) an accounting as to the amount of said tax due from any person; any such bill or petition shall be brought in the name of the Commissioner of Licenses and shall be verified by him. All procedures provided for in Article 4 of Chapter 15 of Title 37 of the Code of Alabama, with respect to bills or petitions filed by municipalities under that article, the dissolution or reinstatement of injunctions, the making and forfeiting of bonds, appeals, and institution of subsequent suits shall be applicable to any proceedings for an injunction or accounting filed by the Commissioner of Licenses pursuant to the provisions of this section. The provisions of this section are cumulative and shall not be construed to replace or modify any other remedies or methods of collection available

to the Commissioner of Licenses. The enforcement of the lien provided for in Section 8 hereof shall not be deemed a waiver of any right acquired by the Commissioner of Licenses against the bond of a respondent in any proceedings hereunder.

Section 8. Taxes a Lien. The taxes herein levied, together with all interest and penalties applicable thereto, shall be lien upon the property of the persons required to pay such taxes and all of the provisions of the revenue laws of the State of Alabama with respect to the enforcement of liens for license taxes to the State of Alabama shall apply to the enforcement of the lien of the taxes herein levied. The said lien shall attach as of the date any tax shall be due hereunder, and the said lien shall be superior to all other liens, except the liens of the State, the county, and cities in the county securing ad valorem and license taxes and the liens of any such city securing public improvement assessments.

Section 9. Powers of the Commissioner of Licenses. The Commissioner of Licenses shall have the following powers: (1) The power to administer this act including the collection of the taxes herein levied, the payment of the expenses incurred in the administration of this act and the collection of said taxes, the distribution of the proceeds in accordance with the provisions of Section 11; (2) the power to exercise, with respect to the tax levied in Section 3 of this act, all powers and functions as to collection of taxes, giving notices, making assessments and enforcing penalties, issuing executions, summoning and examining taxpayers and other witnesses, examining books and papers, and making of demands that are conferred on the State Department of Revenue by the State sales tax statutes as to the tax levied therein; (3) the power to exercise, with respect to the tax levied in Section 4 of this Act, all powers and functions as to collection of taxes, giving notices, making assessments and jeopardy determinations and redeterminations, enforcing penalties, issuing executions, summoning and examining taxpayers and other witnesses, examining books and papers, and making of demands that are conferred on the State Department of Revenue by the State use tax statutes as to the tax levied therein; (4) the power to file and enforce the lien provided for herein as security for each of the taxes herein levied; (5) the power to bring and prosecute suits, to conduct litigation and to take any other legal action necessary to enforce the provisions of this act; (6) the power to prescribe forms and fix regulations not in conflict with provisions of this act; and (7) the power to exercise all powers incidental to, and reasonably necessary to the accomplishment of, the powers hereinabove set forth in clauses (1) to (6) of this Section.

Section 10. Appeals from Assessments. Whenever any taxpayer who has duly appeared and protested a final assessment made by the Commissioner of Licenses is dissatisfied with the assessment finally made, he may appeal from said final assessment to the Circuit Court of the county, sitting in Equity, by filing notice of appeal with the Commissioner of Licenses and with the register of said court within thirty (30) days from the date of said final assessment, and in addition thereto by giving bond conditioned to pay all costs, such bond to be filed with and approved by the register of said court. All provisions of Section 140 of Title 51, Code of Alabama of 1940, as presently drawn or as hereafter amended, pertaining to payment of an assessment unless a supersedeas bond shall be filed and approved, the burden of proof, and the procedure to be followed in appeals from the judgment of the said court, shall be applicable to appeals from final assessments made hereunder, and the Commissioner of Licenses shall have with request to such appeals all the rights conferred on and the functions assigned to the Department of Revenue by said Section 140.

Section 11. Application of Proceeds. On or before the twentieth day of each calendar month, commencing with the calendar month next following that during which the Commissioner of Licenses first collects any of the taxes levied hereby, the Commissioner of Licenses shall divide into two equal shares the total proceeds (including any interest and penalties) collected by him during the then preceding calendar month from the license and privilege taxes levied hereby.

The first such one-half shall be applied by the Commissioner of Licenses as follows: (a) he shall pay into the general treasury of the county, for the collection of the taxes levied hereby and for the enforcement and administration of this act, an amount equal to one and one-half per cent (1½%) of the total proceeds so collected, and (b) he shall pay the balance of such one-half share into the Indigent Care Fund.

The second such one-half share shall be applied by the Commissioner of Licenses as follows:

(a) He shall pay $100,000 of such one-half share to the Authority (or, in the event that such one-half share of the proceeds collected by him during such preceding calendar month is less than $100,000, he shall pay all such one-half share to the Authority);

(b) In the event that the total of the amounts paid to the Authority during such calendar month (but out of collections from the then preceding calendar month) from the taxes levied by Acts numbered 524 and 525, both enacted at the 1965 Regular Session of the Legislature of Alabama, aggregates less than $100,000, he shall also pay to the Authority such amount of such one-half share as, when added to the amounts so paid to the Authority from the taxes levied by said Acts numbered 524 and 525, will equal the sum of $100,000; and

(c) He shall pay to the Treasurer or other custodian of funds for the Board of Health of any such county an amount equal to twenty-two percent (22%) of the total amount of the second such one-half share.

(d) He shall pay into the general treasury of the county the entire balance of such one-half share.

In the event that the county or the Authority issues any bonds, warrants or other securities for the payment of which any part of the taxes levied in this act are pledged, this act shall be deemed to constitute a contract with the holders of such bonds, warrants or other securities.

Section 12. Certain Prior Statutes Repealed. Sections 2 to 13, inclusive, of Act No. 387 enacted at the 1965 Regular Session of the Legislature of Alabama shall be repealed, as of the effective date of this act; provided, however that any person subject to Act No. 387 shall remain liable for the tax on business done by him up to the date of the repeal of said Sections of said Act the same as if said Sections had not been repealed; and all remedies for enforcing the collection of any tax due under said Act shall continue to be available the same as if the said Act had not been repealed.

Section 13. Severability. In the event that any clause, sentence, paragraph, section, part, portion or provision of this act is held invalid or unenforceable such holding shall not invalidate or adversely affect the remainder of this act, it being hereby declared that should any such clause, sentence, paragraph, section, part, portion or provision be held invalid or unenforceable, the Legislature would have enacted this act without such invalid or unenforceable clause, sentence, paragraph, section, part, portion or provision. Without in any way limiting the gen-

erality of the foregoing, the Legislature expressly declares as follows: (a) that if the provisions of this act requiring the seller to pass on to the purchaser the tax levied in Section 3 hereof should be held invalid or unenforceable, the provisions of this act levying such tax against persons on account of business activities done by them in the county and based on gross sales or gross receipts shall nonetheless remain in full force and effect in order to subject such persons to the said tax; (b) that if the provisions of subsection (e) of Section 3 of this act (establishing a so-called breakdown schedule) should be held invalid or unenforceable, the provisions of Section 3 of this act levying a privilege license tax against persons on account of business activities done by them in the county and based on gross sales or gross receipts shall nonetheless remain in full force and effect so as to subject said persons to the said privilege or license tax; (c) that if those provisions of this act incorporating by reference future amendments to the aforesaid Act No. 100, to the aforesaid Article 11 of Chapter 20 of Title 51 or to any other statutes now in existence directly relating to the subject matter of said Act No. 100 or said Article 11 or those provisions of this act incorporating by reference statutes hereafter enacted directly relating to the subject matter of said Act No. 100 or said Article 11 and future amendments to such hereafter enacted statutes should be held invalid or unenforceable, the remaining provisions of this act shall continue in full force and effect and only those of the aforesaid statutes that are now in existence, as they now exist, shall be deemed to have been incorporated by reference herein.

Section 14. Effective Date. This act shall become effective on the first day of the calendar month next succeeding that during which it becomes a law.

Which was adopted.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Folsom	Lolley	Oden	
Adams	Giles	McCarley	Pelham	
Albea	Gilmore	McDermott	Pierce	
Bailes	Goodwyn	Morrow	Stone	
Carr	Harris	Nabors	Torbert	
Cooper	Leonard	O'Bannon	Vacca	
Engel	Lindsey			—25

Nays: —0

And said Bill, H. B. 823, as thus amended by the substitute, was then read a third time at length and passed.

Yeas 25; Nays 3.

Yeas:

Messrs.:	Folsom	Lolley	Oden	
Adams	Giles	McCarley	Pelham	
Bailes	Gilmore	McDermott	Pierce	
Carr	Goodwyn	Morrow	Stone	
Clark	Harris	Nabors	Torbert	
Cooper	Leonard	O'Bannon	Vacca	
Engel	Lindsey			—25

Nays: Messrs.: Childs, Dominick, Hawkins —3

The Bill:

H. 827. To further amend retrospectively Section 22 of Act No. 929 of the Legislature of Alabama of 1951 establishing a pension system for officers and employees of any city of the State having a population of 250,000 or more according to the last or any succeeding Federal census.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Lindsey	Pierce	
Adams	Folsom	Lolley	Radney	
Bailes	Gilmore	McCarley	Skidmore	
Carr	Goodwyn	Morrow	Stone	
Childs	Harris	O'Bannon	Torbert	
Cooper	Hawkins	Oden	Vacca	
Dominick	Leonard			—25

Nays: —0

The Bill:

H. 828. To further amend Act No. 634, approved September 4, 1951, Acts of Alabama of 1951, Regular Session, page 1089, as heretofore amended, which said Act No. 634 prescribes certain duties and functions of County Planning Commissions and Boards of Zoning Adjustment and the governing bodies in all counties having a population of 400,000 or more according to the 1940 or any succeeding Federal census, and which defines the authority, powers and functions of such Boards and authorizes the governing body of such counties to enforce its rules, resolutions, regulations and ordinances and to provide remedies for the enforcement of its rules, resolutions, regulations and ordinances made by the governing bodies and to appoint a County Building Commissioner and to prescribe his authority and duties and to provide penalties for the violation of such rules, resolutions, regulations and ordinances.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Lindsey	Pierce	
Adams	Folsom	Lolley	Radney	
Bailes	Gilmore	McCarley	Skidmore	
Carr	Goodwyn	Morrow	Stone	
Childs	Harris	O'Bannon	Torbert	
Cooper	Hawkins	Oden	Vacca	
Dominick	Leonard			—25

Nays: —0

The Bill:

H. 829. To provide that any city of the State having a population of 300,000 inhabitants or more according to the last or any subsequent Federal census shall have authority, after notice as provided, to remove or demolish buildings and structures, parts of buildings and structures, party walls and foundations when the same are found by the governing body of such city to be unsafe to the extent of being a public nuisance; to provide for a hearing by the governing body if requested; to authorize that the cost of such demolition shall constitute a special assessment against the lot or lots, parcel or parcels whereon the building or structure

was located and that such assessment to constitute a lien on said property; and to provide a method of collecting such assessments.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Gilmore	McDermott	Pierce	
Adams	Goodwyn	Morrow	Radney	
Bailes	Harris	Nabors	Skidmore	
Childs	Leonard	O'Bannon	Stone	
Dominick	Lindsey	Oden	Torbert	
Engel	Lolley	Pelham	Vacca	
Folsom	McCarley			—25

Nays: —0

The Bill:

H. 830. To amend Section 6 of Act No. 307 of the 1943 Session of the Legislature of Alabama (General Acts of Alabama, Regular Session 1943, page 264), approved June 28, 1943, relating to the establishment of a Firemen's Pension and Relief Fund in cities having a population of as much as 300,000 people, according to the last or any subsequent Federal census.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Gilmore	McCarley	Radney	
Bailes	Givhan	McDermott	Skidmore	
Carr	Goodwyn	Morrow	Stone	
Childs	Harris	Nabors	Torbert	
Clark	Hawkins	O'Bannon	Turner	
Cooper	Jackson	Oden	Vacca	
Dominick	Lolley			—25

Nays: —0

The Bill:

H. 831. To amend Section 5 of Act No. 283 of the 1943 Regular Session of the Legislature of Alabama (General Acts of Alabama of 1943, page 241) approved June 28, 1943, relating to the establishment of a Policemen's Pension and Relief Fund in cities with a population of as much as 100,000, according to the last or any subsequent Federal census.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Folsom	McCarley	Radney	
Adams	Gilmore	Morrow	Skidmore	
Bailes	Goodwyn	O'Bannon	Stone	
Carr	Hawkins	Oden	Torbert	
Childs	Leonard	Pelham	Turner	
Dominick	Lindsey	Pierce	Vacca	
Engel	Lolley			—25

Nays: —0

The Bill:

H. 833. To provide that any municipality situated in a county of the state having a population of 600,000 or more inhabitants, according to the last or any subsequent Federal decennial census shall have the authority to assist any other municipality in such county in fighting, suppressing or preventing a fire, tumult or riot in such other municipality and to provide that any such municipality may pay all or any part of the hospital bills, doctors' bills and other medical expenses incurred by any policeman, fireman or other employee in the performance of his duty in the municipality by which he is employed or in any other municipality of the county, or otherwise outside the corporate limits thereof.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Dominick	Jackson	Oden
Bailes	Giles	McCarley	Skidmore
Branyon	Gilmore	McDermott	Stone
Carr	Givhan	Morrow	Torbert
Childs	Goodwyn	Nabors	Turner
Clark	Harris	O'Bannon	Vacca
Cooper	Hawkins		

—25

Nays: —0

The Bill:

H. 832. To authorize the governing body of any county of the State having a population of 500,000 or more, according to the last or any subsequent Federal census, to levy a business or privilege tax upon any business, vocation, occupation, calling or profession for which a license or privilege tax is not required for either the State of Alabama or the county by the laws of the State of Alabama.

was taken up.

The Standing Committee on Local Legislation No. 2 reported the following substitute for the Bill, H. B. 832, to-wit:

SUBSTITUTE FOR H. B. 832

A BILL
TO BE ENTITLED
AN ACT

To authorize the governing body of any county of the State having a population of 500,000 or more, according to the last or any subsequent Federal census, to levy a business or privilege tax upon any business, vocation, occupation, calling or profession for which a license or privilege tax is not required for either the State of Alabama or the county by the laws of the State of Alabama, and to limit the amount of any such business or privilege tax.

Be It Enacted by the Legislature of Alabama:

Section 1. This Act shall apply to any county of the State of Alabama having a population of 500,000 or more, according to the last or any subsequent federal census, and to no other county.

Section 2. As used in this Act, the following words and terms shall have the meanings hereby ascribed to them; "the county" means a county

subject to this Act; "the governing body" means the governing body of the county, whether it be a county commission, board of revenue or other governing body; "person" includes any natural person, corporation, firm, association or other entity; and "business" includes business, vocation, occupation, calling or profession; "license or privilege tax" shall not include any sales or use tax.

Section 3. The purpose of this Act is to equalize the burden of taxation by authorizing the county to impose a license or privilege tax upon persons now engaging in certain businesses without paying any license tax thereon to either the state or county.

Section 4. The governing body of the county is hereby authorized to levy a license or privilege tax upon any person for engaging in any business for which he is not required by law to pay any license or privilege tax to either the State of Alabama or the county by any of the following Article 1, Chapter 20, Title 51; Sections 176, 177, 178, 180, 182, 183, 184, 186, 429, and 826 in Title 51 of the Code of Alabama of 1940 as amended.

When a person is engaged in more than one business for one or more of which a license or privilege tax is required to be paid to the State or the county but for one or more of which no license or privilege tax is required to be paid to the State or county, the county governing body shall have the authority to levy a license or privilege tax upon that business, or those businesses, for engaging in which such person is not required to pay any license or privilege tax to the State or county.

Section 5. The tax hereby levied shall be paid to that officer or employee of the county chargeable with the duty of collecting license or privilege taxes payable to the county.

Section 6. No license or privilege tax levied by the governing body of the county on any person, for engaging in any business shall be at a rate which is in excess of the rate of license or privilege tax levied by the largest municipality of the county on the same or similar type of business activity.

Section 7. It is hereby provided that all laws or parts of law in conflict with provisions of this Act are hereby repealed to the extent of such conflict.

Section 8. The provisions of this Act are severable; and should any part of this Act be declared unconstitutional or void, such declaration shall not affect the remaining provisions.

Section 9. This Act shall become effective upon its approval by the Governor or upon its otherwise becoming a law.

Which was adopted.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Folsom	McCarley	Radney	
Adams	Giles	McDermott	Skidmore	
Albea	Gilmore	Morrow	Stone	
Bailes	Harris	Oden	Torbert	
Carr	Leonard	Pelham	Turner	
Dominick	Lindsey	Pierce	Vacca	
Engel	Lolley			—25

Nays: —0

And said Bill, H. B. 832, as thus amended by the substitute, was then read a third time at length and passed.

Yeas 25; Nays 2.

Yeas:

Messrs.:	Folsom	McCarley	Radney	
Adams	Giles	McDermott	Skidmore	
Albea	Gilmore	Morrow	Stone	
Bailes	Harris	Oden	Torbert	
Carr	Leonard	Pelham	Turner	
Dominick	Lindsey	Pierce	Vacca	
Engel	Lolley			—25

Nays: Messrs.: Childs, Hawkins —2

The Bill:

H. 835. To apply only in counties having populations in excess of 500,000, providing for appointment of clerks and assistants to aid in canvassing the returns of general elections and for payment of their compensation.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Folsom	McCarley	Radney	
Adams	Gilmore	Morrow	Skidmore	
Albea	Hawkins	O'Bannon	Stone	
Bailes	Jackson	Oden	Torbert	
Childs	Leonard	Pelham	Turner	
Dominick	Lindsey	Pierce	Vacca	
Engel	Lolley			—25

Nays: —0

The Bill:

H. 837. To amend Section 3 of Act No. 248 of the Regular Session of the Legislature of Alabama of 1945, approved July 6, 1945, (Alabama Acts, 1945, page 380 et seq.)

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Giles	Morrow	Radney	
Bailes	Gilmore	Nabors	Skidmore	
Childs	Hawkins	O'Bannon	Stone	
Clark	Lindsey	Oden	Torbert	
Dominick	Lolley	Pelham	Turner	
Engel	McCarley	Pierce	Vacca	
Folsom	McDermott			—25

Nays: —0

The Bill:

H. 840. To amend Section 3.05 and Section 3.06 of Act No. 452, H. 974, Regular Session of the Legislature of Alabama 1955, approved September 9, 1955 (Acts of 1955, page 1004), as amended, providing a mayor-council form of government for cities having a population of 300,000 or more, according to the last or any subsequent census.

was taken up.

Mr. Morrow offered the following substitute for the Bill, H. B. 840, to-wit:

SUBSTITUTE FOR H. B. 840

A BILL
TO BE ENTITLED
AN ACT

To amend Section 3.05 and Section 3.06 of Act No. 452, H. 974, Regular Session of the Legislature of Alabama 1955, approved September 9, 1955 (Acts of 1955, page 1004), as amended, providing a mayor-council form of government for cities having a population of 300,000 or more, according to the last or any subsequent census.

Be It Enacted by the Legislature of Alabama:

Section 1. That Section 3.05 of Act 452, H. 974, Regular Session of the Legislature of Alabama 1955, approved September 9, 1955 (Acts of 1955, Page 1004), as amended, providing a Mayor-Council Form of Government for cities having a population of 300,000 or more, according to the last or any subsequent census, be and said Section 3.05 is hereby amended to read as follows:

"3.05. Compensation. The Council shall receive such salary which shall be effective on such date as the Council may by resolution or ordinance prescribe; provided, however, no Councilman, other than the President of the Council, shall receive a salary in excess of Forty-Eight Hundred Dollars ($4,800) per annum. The Council may provide by ordinance or resolution for the Office of the President of the Council compensation in addition to the compensation such President will be entitled to receive as a councilman, which additional compensation shall not exceed the additional amount of Twenty-Four Hundred Dollars ($2,400) per annum, making the total maximum compensation which a member of the Council may receive while serving as President thereof Seventy-Two Hundred Dollars ($7,200) per annum. Such salary shall be payable in monthly installments at the end of each month, said installments to be paid at the same rate for any portion of the month during which each such councilman shall hold office at the rate provided."

Section 2. That Section 3.06 of Act 452, H. 974, Regular Session of the Legislature of Alabama, 1955, approved September 9, 1955 (Acts of 1955, Page 1004), as amended, providing a Mayor-Council Form of Government for cities having a population of 300,000 or more, according to the last or any subsequent census, be and said Section 3.06 is hereby amended to read as follows:

"3.06. Presiding Officer. The council shall elect an officer of the city who shall have the title of President of the Council and shall preside at meetings of the Council. The council shall also elect a President pro tem, who shall act as President of the Council during the absence or disability of the President. The terms of office of the President and the President pro tem shall be until the councilmen shall qualify following the next succeeding biennial election. If a vacancy shall occur in the

office of President of the Council, the Council shall elect a successor for the completion of the unexpired term. Both the President of the Council and the President pro tem shall be elected from among the councilmen.

Section 3. This Act shall become effective on November 10, 1967; provided, however, that any such Council may prior thereto provide additional compensation for the President thereof to take effect subsequent to November 10, 1967.

Which was adopted.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Givhan	Morrow	Radney	
Adams	Goodwyn	Nabors	Skidmore	
Bailes	Harris	O'Bannon	Stone	
Childs	Hawkins	Oden	Torbert	
Cooper	Jackson	Pelham	Turner	
Dominick	McCarley	Pierce	Vacca	
Gilmore	McDermott			—25

Nays: —0

And said Bill, H. B. 840, as thus amended by the substitute, was then read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Givhan	Morrow	Radney	
Adams	Goodwyn	Nabors	Skidmore	
Bailes	Harris	O'Bannon	Stone	
Childs	Hawkins	Oden	Torbert	
Cooper	Jackson	Pelham	Turner	
Dominick	McCarley	Pierce	Vacca	
Gilmore	McDermott			—25

Nays: —0

The Bill:

H. 880. Proposing amendment of Amendment CCXXXVIII to the Constitution of Alabama of 1901 relating to the establishment, maintenance and operation of a Civic Center in any county of the State having a population of 500,000 or more, according to the last or any subsequent Federal census.

Was read a third time at length as required by the Constitution and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Gilmore	Morrow	Radney	
Bailes	Harris	Nabors	Skidmore	
Carr	Hawkins	O'Bannon	Stone	
Childs	Jackson	Oden	Torbert	
Clark	Lolley	Pelham	Turner	
Cooper	McCarley	Pierce	Vacca	
Dominick	McDermott			—25

Nays: —0

The Bill:

H. 882. To amend Act No. 497 of the Regular Session of the Legislature of Alabama of 1965, approved August 20, 1965 (Ala. Acts, Regular Session 1965, pages 717, et seq.), which act established a retirement system for officers and employees of Jefferson County, Alabama.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Folsom	Jackson	O'Bannon	
Adams	Giles	Leonard	Oden	
Albea	Gilmore	Lindsey	Stone	
Bailes	Givhan	McDermott	Torbert	
Childs	Goodwyn	Morrow	Turner	
Dominick	Harris	Nabors	Vacca	
Engel	Hawkins			—25

Nays: —0

The Bill:

H. 885. To fix and prescribe the salary of the tax collector in each county having a population of 600,000 or more according to the last or any subsequent federal census.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Givhan	Lolley	Oden	
Bailes	Goodwyn	McCarley	Pelham	
Childs	Harris	McDermott	Pierce	
Clark	Hawkins	Morrow	Radney	
Cooper	Jackson	Nabors	Turner	
Dominick	Leonard	O'Bannon	Vacca	
Gilmore	Lindsey			—25

Nays: —0

The Bill:

H. 887. To fix and provide for the salary of the tax assessor in each county of the state having a population of 600,000 or more, according to the last or any subsequent federal census.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Jackson	Morrow	
Adams	Folsom	Leonard	Pelham	
Albea	Giles	Lindsey	Pierce	
Bailes	Gilmore	Lolley	Radney	
Branyon	Givhan	McCarley	Skidmore	
Childs	Harris	McDermott	Vacca	
Dominick	Hawkins			—25

Nays: —0

The Bill:

H. 691. To amend further Code of Alabama Title 37, Section 10, in relation to the incorporation of unincorporated communities in counties having populations of not less than 600,000.

Was read a third time at length and passed.

Yeas 25; Nays 5.

Yeas:

Messrs.:	Givhan	McCarley	Radney	
Adams	Goodwyn	McDermott	Skidmore	
Bailes	Harris	Nabors	Stone	
Carr	Jackson	O'Bannon	Torbert	
Clark	Leonard	Pelham	Turner	
Dominick	Lindsey	Pierce	Vacca	
Engel	Lolley			—25

Nays:

Messrs.:	Gilmore	Morrow	Oden	
Childs	Hawkins			—5

The Bill:

H. 844. To extend, alter and rearrange the boundaries and corporate limits of the City of Florence so as to annex certain adjacent territory to the City of Florence.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Gilmore	Lolley	Pierce	
Branyon	Givhan	McCarley	Radney	
Carr	Goodwyn	McDermott	Skidmore	
Childs	Harris	Morrow	Stone	
Clark	Hawkins	O'Bannon	Torbert	
Cooper	Jackson	Pelham	Turner	
Dominick	Lindsey			—25

Nays: —0

The Bill:

H. 781. Relating to Counties having a population of not less than 38,000, nor more than 45,000, and providing for payment of salary to the Judge of the Inferior Court in any such County, and to provide for all fees going to said Court, to be paid into the general fund of such County.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Lindsey	Pelham	
Adams	Folsom	Lolley	Pierce	
Albea	Giles	Morrow	Radney	
Bailes	Harris	Nabors	Stone	
Clark	Hawkins	O'Bannon	Turner	
Cooper	Jackson	Oden	Vacca	
Dominick	Leonard			—25

Nays: —0

The Bill:

H. 898. To authorize and provide for transference to the board of trustees of the University of South Alabama of all functions, authority, powers, duties, funds, property, resources, and effects belonging to the Mobile County hospital board, a public corporation, to provide for dissolution of the corporation and for operation of Mobile General Hospital under the management and control of said board of trustees.

Was read a third time at length and passed.

Yeas 20; Nays 4.

Yeas:

Messrs.:	Engel	Leonard	Oden	
Adams	Giles	Lindsey	Pelham	
Albea	Gilmore	Lolley	Stone	
Childs	Givhan	McCarley	Turner	
Clark	Jackson	McDermott	Vacca	
Cooper				—20

Nays:

Messrs.:	Dominick	Hawkins	Radney	
Bailes				—4

The Bill:

H. 884. To fix the compensation or salary of the Treasurer of all counties having a population of Six Hundred Thousand (600,000) or more according to the last or any subsequent Federal Census. To provide for the manner of payment thereof and to repeal all laws in conflict herewith.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Lindsey	Pelham	
Adams	Folsom	Lolley	Pierce	
Albea	Gilmore	McCarley	Radney	
Bailes	Goodwyn	Morrow	Skidmore	
Childs	Harris	O'Bannon	Stone	
Clark	Hawkins	Oden	Vacca	
Cooper	Leonard			—25

Nays: —0

The Bill:

H. 841. To amend Act No. 617 of the Legislature of Alabama of 1959 (Ala. Acts, 1959, p. 1509) providing with respect to any pension system for employees of any city of the State of a population of 300,000 or more according to the last or any subsequent census that one or more members of the system affected by the same question of law may upon behalf of all file a class suit against the trustees of the pension system to enforce benefits which are denied.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Givhan	Morrow	Radney	
Bailes	Goodwyn	Nabors	Skidmore	
Carr	Harris	O'Bannon	Stone	
Childs	Hawkins	Oden	Torbert	
Clark	Jackson	Pelham	Turner	
Cooper	McCarley	Pierce	Vacca	
Gilmore	McDermott			—25

Nays: —0

The Bill:

H. 916. Relating to cities having a population of not less than 35,000 nor more than 55,000 according to the last or any subsequent federal decennial census; providing for the planning, design, location, financing, acquisition of property for, construction, alteration, enlargement, use, maintenance, and fostering of off-street automobile parking facilities in such cities.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Giles	Leonard	Oden	
Branyon	Gilmore	Lindsey	Pelham	
Carr	Givhan	Lolley	Stone	
Childs	Goodwyn	McDermott	Torbert	
Clark	Harris	Nabors	Turner	
Cooper	Hawkins	O'Bannon	Vacca	
Engel	Jackson			—25

Nays: —0

The Bill:

H. 946. To provide expense allowances for the judges of the circuit court of the Eighth Judicial Circuit of Alabama.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Leonard	Pelham	
Adams	Folsom	Lindsey	Pierce	
Albea	Giles	Lolley	Radney	
Bailes	Gilmore	McCarley	Skidmore	
Branyon	Givhan	McDermott	Stone	
Carr	Harris	Oden	Vacca	
Childs	Jackson			—25

Nays: —0

The Bill:

H. 972. To provide additional and alternate methods of annexation of certain territory to municipalities in counties in the State of Alabama having a population of not less than ninety-six thousand (96,000)

nor more than one hundred six thousand (106,000) inhabitants according to the last or any subsequent Federal Census.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Lindsey	Pelham	
Adams	Folsom	Lolley	Pierce	
Albea	Giles	McCarley	Radney	
Bailes	Harris	McDermott	Torbert	
Clark	Hawkins	Nabors	Turner	
Cooper	Jackson	Oden	Vacca	
Dominick	Leonard			—25

Nays: —0

The Bill:

H. 970. To amend Section 2 of Act No. 706, H. 1117, Regular Session 1965, which applies only to counties having populations of not less than 96,000 nor more than 106,000 according to the most recent federal decennial census; further regulating the compensation and allowances of deputies of the sheriff of all such counties.

was taken up.

Mr. Nabors offered the following substitute for the Bill, H. B. 970, to-wit:

SUBSTITUTE FOR H. B. 970

A BILL
TO BE ENTITLED
AN ACT

To amend Section 2 of Act No. 706, H. 1117, Regular Session 1965, which applies only to counties having populations of not less than 96,000 nor more than 106,000 according to the most recent federal decennial census; further regulating the compensation and allowances of deputies of the sheriff of all such counties.

Be It Enacted by the Legislature of Alabama:

Section 1. Section 2 of Act No. 706, H. 1117, Regular Session 1965, an act relating to counties having populations of not less than 96,000 nor more than 106,000 according to the most recent federal decennial census (Acts, Regular Session 1965, v. 2, p. 1307) is hereby amended so as to read as follows:

2. The compensation of each of the deputies of the sheriff of any such county shall be a monthly salary, as follows:

For the chief deputy, $575 a month;

For the assistant chief deputy, $525 a month;

For the other deputies, $475 a month;

For the jailers or matrons, $325 a month.

Section 2. This Act shall take effect on the first of the month next following the date of its enactment.

Which was adopted.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Lindsey	Pelham	
Adams	Givhan	Lolley	Pierce	
Albea	Goodwyn	McCarley	Radney	
Bailes	Harris	McDermott	Skidmore	
Clark	Hawkins	Nabors	Turner	
Cooper	Jackson	Oden	Vacca	
Dominick	Leonard			—25

Nays: —0

And said Bill, H. B. 970, as thus amended by the substitute, was then read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Lindsey	Pelham	
Adams	Givhan	Lolley	Pierce	
Albea	Goodwyn	McCarley	Radney	
Bailes	Harris	McDermott	Skidmore	
Clark	Hawkins	Nabors	Turner	
Cooper	Jackson	Oden	Vacca	
Dominick	Leonard			—25

Nays: —0

The Bill:

H. 941. To alter, rearrange and extend the boundary lines and corporate limits of the town of Sumiton in Walker County.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Dominick	Jackson	Oden	
Adams	Folsom	Leonard	Pelham	
Albea	Gilmore	Lindsey	Stone	
Carr	Givhan	Morrow	Torbert	
Childs	Goodwyn	Nabors	Turner	
Clark	Harris	O'Bannon	Vacca	
Cooper	Hawkins			—25

Nays: —0

The Bill:

H. 955. An act providing for the allocation of the duties of the chairman and members of the city commission of certain cities in counties having populations of not less than 76,000 nor more than 96,000 according to the most recent federal decennial census, and providing for their compensation.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Giles	Lolley	Oden	
Albea	Gilmore	McCarley	Pierce	
Carr	Givhan	McDermott	Radney	
Childs	Goodwyn	Morrow	Skidmore	
Clark	Harris	Nabors	Stone	
Cooper	Hawkins	O'Bannon	Torbert	
Dominick	Jackson			—25

Nays: —0

The Bill:

H. 971. Relating to Etowah County; to provide for the appointment of the county superintendent of education; to prescribe the qualifications, duties, term of office, and compensation of such officer; and to repeal all conflicting laws.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Lindsey	Pelham	
Adams	Folsom	Lolley	Pierce	
Albea	Giles	McCarley	Stone	
Bailes	Gilmore	McDermott	Torbert	
Branyon	Givhan	Nabors	Turner	
Carr	Goodwyn	Oden	Vacca	
Childs	Leonard			—25

Nays: —0

The Bill:

H. 942. Relating to counties having populations of not less than 22,500 nor more than 24,550 according to the most recent federal decennial census, whose roads and bridges are constructed, maintained and repaired by the state highway department; forbidding the judge of probate of any such county to remit to the state highway department moneys collected by him from that part of the motor vehicle and trailer license taxes allocated to the county; to require such judges of probate to deposit such moneys in a special fund in the county treasury; and to prescribe the use thereof.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Leonard	Radney	
Branyon	Folsom	Lindsey	Skidmore	
Carr	Giles	Lolley	Stone	
Childs	Goodwyn	Morrow	Torbert	
Clark	Harris	Nabors	Turner	
Cooper	Hawkins	Oden	Vacca	
Dominick	Jackson			—25

Nays: —0

The Bill:

H. 1002. Applying to all counties having a population of not less than 65,000 nor more than 95,000 according to the last or any subsequent federal decennial census; creating an assistant clerk in certain divisions of the county courts in such counties and providing for the pay thereof.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Hawkins	Nabors	
Adams	Folsom	Leonard	Pelham	
Albea	Giles	Lolley	Pierce	
Bailes	Gilmore	McCarley	Radney	
Clark	Givhan	McDermott	Skidmore	
Cooper	Goodwyn	Morrow	Stone	
Dominick	Harris			—25

Nays: —0

The Bill:

H. 905. To repeal Act No. 322, S. 398, Regular Session 1951 (Acts 1950-1951, v. 1, p. 613) entitled "An Act to abolish the office of Deputy Circuit Solicitor and County Solicitor for Talladega County, Alabama, and to require the Circuit Solicitor of any judicial circuit embracing only Talladega County to represent the State of Alabama and Talladega County in all ways required of the County Solicitor by law.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Gilmore	McDermott	Radney	
Branyon	Givhan	Morrow	Skidmore	
Carr	Goodwyn	Nabors	Stone	
Childs	Harris	O'Bannon	Torbert	
Clark	Hawkins	Oden	Turner	
Cooper	Jackson	Pierce	Vacca	
Dominick	Leonard			—25

Nays: —0

The Bill:

H. 860. To apply only in counties having populations of not less than 65,000 nor more than 95,000; providing additional expense allowances for certain officers of such counties payable from the county treasury.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Clark	Leonard	Pelham	
Adams	Engel	Lolley	Pierce	
Albea	Folsom	McCarley	Radney	
Bailes	Giles	McDermott	Skidmore	
Branyon	Gilmore	Morrow	Turner	
Carr	Givhan	Oden	Vacca	
Childs	Goodwyn			—25

Nays: —0

The Bill:

H. 954. Relating to counties having populations of not less than 80,000 nor more than 96,000 according to the most recent federal decennial census; to provide an additional expense allowance for the sheriff of any such county.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Dominick	McCarley	Radney	
Albea	Gilmore	McDermott	Skidmore	
Branyon	Givhan	Morrow	Stone	
Carr	Goodwyn	Nabors	Torbert	
Childs	Harris	O'Bannon	Turner	
Clark	Hawkins	Oden	Vacca	
Cooper	Jackson			—25

Nays: —0

The Bill:

H. 974. To alter, re-arrange and extend the boundaries and corporate limits of the municipality of Moundville in Hale County; annexing certain territory to said municipality.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Leonard	Pelham	
Adams	Folsom	Lindsey	Pierce	
Albea	Giles	Lolley	Radney	
Bailes	Givhan	Nabors	Skidmore	
Clark	Harris	O'Bannon	Stone	
Cooper	Hawkins	Oden	Vacca	
Dominick	Jackson			—25

Nays: —0

The Bill:

H. 953. Relating to counties having populations of not less than 80,000 nor more than 96,000 according to the most recent federal decennial census; to provide an additional expense allowance for the judge of probate of any such county.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Dominick	Lolley	Oden	
Albea	Engel	McCarley	Pelham	
Branyon	Folsom	McDermott	Stone	
Carr	Giles	Morrow	Torbert	
Childs	Gilmore	Nabors	Turner	
Clark	Givhan	O'Bannon	Vacca	
Cooper	Goodwyn			—25

Nays: —0

The Bill:

H. 917. To change the method of compensating certain officers of Baldwin County, placing such officers on a salary basis, and providing for the operation of their offices on such basis.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Lolley	Radney	
Adams	Folsom	McCarley	Skidmore	
Albea	Giles	McDermott	Stone	
Bailes	Gilmore	Oden	Torbert	
Clark	Givhan	Pelham	Turner	
Cooper	Jackson	Pierce	Vacca	
Dominick	Lindsey			—25

Nays: —0

The Bill:

H. 952. To alter or rearrange the boundary lines of the Town of Gulf Shores, Baldwin County, Alabama, so as to include within the corporate limits of said Town all territory now within such corporate limits and also certain other territory contiguous thereto, in Baldwin County, Alabama.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Jackson	Oden	
Adams	Folsom	Lindsey	Pelham	
Albea	Giles	Lolley	Pierce	
Bailes	Gilmore	McCarley	Radney	
Branyon	Givhan	McDermott	Skidmore	
Carr	Goodwyn	Morrow	Stone	
Childs	Harris			—25

Nays: —0

The Bill:

H. 920. To alter, rearrange and extend the boundary lines and corporate limits of the city of Atmore in Escambia County.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Jackson	Oden	
Branyon	Folsom	Lindsey	Pelham	
Carr	Giles	Lolley	Pierce	
Childs	Gilmore	McCarley	Radney	
Clark	Givhan	McDermott	Skidmore	
Cooper	Goodwyn	Morrow	Vacca	
Dominick	Harris			—25

Nays: —0

The Bill:

H. 896. Relating to Chilton County; regulating the compensation and allowances of members of the county board of education.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Dominick	Lindsey	Pelham	
Adams	Engel	McCarley	Skidmore	
Albea	Folsom	Morrow	Stone	
Bailes	Giles	Nabors	Torbert	
Childs	Goodwyn	O'Bannon	Turner	
Clark	Harris	Oden	Vacca	
Cooper	Hawkins			—25

Nays: —0

The Bill:

H. 918. To provide additional compensation for the official court reporter of the third judicial circuit.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Folsom	Jackson	O'Bannon	
Bailes	Giles	Leonard	Oden	
Branyon	Gilmore	Lolley	Stone	
Carr	Givhan	McDermott	Torbert	
Clark	Goodwyn	Morrow	Turner	
Dominick	Harris	Nabors	Vacca	
Engel	Hawkins			—25

Nays: —0

The Bill:

H. 950. To alter, rearrange, and extend the boundary lines and corporate limits of the Town of Clio, Barbour County, Alabama.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Lindsey	Pierce	
Adams	Folsom	Lolley	Radney	
Albea	Giles	McCarley	Skidmore	
Bailes	Gilmore	O'Bannon	Stone	
Branyon	Givhan	Oden	Torbert	
Clark	Jackson	Pelham	Turner	
Dominick	Leonard			—25

Nays: —0

The Bill:

H. 931. To provide further for the selection of textbooks and instructional materials for use in the public schools of Lamar County.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Dominick	Jackson	Oden	
Adams	Engel	Leonard	Pelham	
Albea	Folsom	Lindsey	Pierce	
Branyon	Giles	Lolley	Torbert	
Childs	Gilmore	McCarley	Turner	
Clark	Givhan	McDermott	Vacca	
Cooper	Goodwyn			—25

Nays: —0

The Bill:

H. 989. Relating to counties having populations of not less than 13,900 nor more than 14,300 according to the most recent federal decennial census, regulating the compensation of the county superintendents of education.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Givhan	Morrow	Radney	
Branyon	Goodwyn	Nabors	Skidmore	
Childs	Harris	O'Bannon	Stone	
Clark	Hawkins	Oden	Torbert	
Cooper	Jackson	Pelham	Turner	
Dominick	McCarley	Pierce	Vacca	
Gilmore	McDermott			—25

Nays: —0

The Bill:

H. 988. To prescribe the salary and manner of payment of certain deputies sheriff in all counties having a population of not less than 13,900 nor more than 14,300 according to the 1960 or any subsequent federal decennial census.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Givhan	Morrow	Radney	
Branyon	Goodwyn	Nabors	Skidmore	
Childs	Harris	O'Bannon	Stone	
Clark	Hawkins	Oden	Torbert	
Cooper	Jackson	Pelham	Turner	
Dominick	McCarley	Pierce	Vacca	
Engel	McDermott			—25

Nays: —0

The Bill:

H. 998. Relating to Counties having a population of not less than 25,500, nor more than 25,700 inhabitants, providing authority to county governing bodies to regulate, collect and dispose of rubbish, trash, gar-

bage and litter on and along public roads and highways within said counties; to license owners of approved containers to place same on margins of such right-of-ways and to set, levy and collect a privilege license tax on voluntary applicants for such licenses; with limitation on use of license as defense evidence in certain criminal actions.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Dominick	Leonard	Oden	
Adams	Gilmore	Lindsey	Pelham	
Albea	Givhan	McCarley	Pierce	
Carr	Goodwyn	Morrow	Radney	
Childs	Harris	Nabors	Skidmore	
Clark	Hawkins	O'Bannon	Vacca	
Cooper	Jackson			—25

Nays: —0

The Bill:

H. 986. To authorize the Fayette County Board of Education to furnish certain supplies and services heretofore furnished by the Court of County Commissioners and relieving the Court of County Commissioners of the responsibility of furnishing such supplies and services.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Dominick	Leonard	Pelham	
Adams	Engel	Lindsey	Pierce	
Albea	Folsom	Lolley	Radney	
Branyon	Giles	McCarley	Skidmore	
Childs	Gilmore	McDermott	Stone	
Clark	Givhan	Morrow	Vacca	
Cooper	Goodwyn			—25

Nays: —0

The Bill:

H. 919. To authorize the establishment of branch banks in counties having a population of not less than 26,000 nor more than 27,000.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Giles	Leonard	Oden	
Branyon	Gilmore	Lolley	Skidmore	
Carr	Givhan	McDermott	Stone	
Childs	Goodwyn	Morrow	Torbert	
Clark	Harris	Nabors	Turner	
Cooper	Hawkins	O'Bannon	Vacca	
Dominick	Jackson			—25

Nays: —0

The Bill:

H. 934. To fix the compensation of the judge of the county court in any county having a population of not less than 170,000 nor more than 300,000 according to the last or any succeeding federal census.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Lolley	Oden	
Adams	Giles	McCarley	Pelham	
Albea	Givhan	McDermott	Pierce	
Bailes	Goodwyn	Morrow	Radney	
Branyon	Harris	Nabors	Skidmore	
Carr	Leonard	O'Bannon	Stone	
Childs	Lindsey			—25

Nays: —0

The Bill:

H. 935. To regulate further the costs and fees in the county courts of all counties having populations of not less than 170,000 nor more than 300,000 according to the last or any subsequent federal census.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	McCarley	Pelham	
Branyon	Giles	McDermott	Pierce	
Carr	Givhan	Morrow	Stone	
Childs	Goodwyn	Nabors	Torbert	
Clark	Harris	O'Bannon	Turner	
Cooper	Hawkins	Oden	Vacca	
Dominick	Jackson			—25

Nays: —0

The Bill:

H. 991. To provide for public highways, streets, and bridges in Madison County; and to that end to require that the said county provide the services of a county engineer for its highway, street and bridge program and to make provisions for the distribution among the said county and the municipalities therein of (1) those portions of the net proceeds from the state gasoline excise tax that are allocated or apportioned to the said county by Sections 3 and 4 of Act No. 224 adopted at the special session of the Legislature of Alabama that convened on March 2, 1967, and (2) those portions of the net proceeds from the state motor vehicle license taxes and registration fees that are referred to in paragraphs (b) and (c) of Section 713 of Title 51 of the Code of Alabama of 1940, as amended, and that are provided in the said paragraphs to be paid or allocated to the said county and the municipalities therein.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Leonard	Oden	
Adams	Giles	Lindsey	Skidmore	
Albea	Givhan	McDermott	Stone	
Childs	Goodwyn	Morrow	Torbert	
Clark	Harris	Nabors	Turner	
Cooper	Hawkins	O'Bannon	Vacca	
Dominick	Jackson			—25

Nays: —0

The Bill:

H. 933. To provide an expense allowance for the judge of the county court in all counties having populations of not less than 170,000 nor more than 300,000 according to the last or any succeeding federal census and to provide for an effective date and an expiration date for the operation of such Act.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Leonard	Pelham	
Branyon	Giles	Lindsey	Pierce	
Carr	Givhan	Lolley	Radney	
Childs	Goodwyn	McCarley	Skidmore	
Clark	Harris	McDermott	Stone	
Cooper	Hawkins	Morrow	Vacca	
Dominick	Jackson			—25

Nays: —0

The Bill:

H. 848. To provide for the appointment by the Governor of a Special Judge in Inferior County Courts in counties having a population of not less than 300,000 nor more than 500,000, according to the last Federal decennial census, when the judge of said court has impeachment proceedings pending against him and to provide for the appointment by the Governor of a judge in the event said office shall become vacant and to provide for the election of a successor.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Giles	Leonard	Pelham	
Branyon	Gilmore	Lindsey	Skidmore	
Carr	Givhan	Lolley	Stone	
Childs	Goodwyn	McDermott	Torbert	
Clark	Harris	Nabors	Turner	
Cooper	Hawkins	O'Bannon	Vacca	
Engel	Jackson			—25

Nays: —0

The Bill:

H. 994. To authorize the governing body of any county of the state having a population of not less than 300,000 nor more than 500,000, according to the last or any subsequent federal census, to levy a business or privilege tax upon any business, vocation, occupation, calling or profession for which a license or privilege tax is not required for either the State of Alabama or the county by the laws of the State of Alabama.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Lindsey	Radney	
Adams	Giles	Lolley	Skidmore	
Albea	Goodwyn	McDermott	Stone	
Bailes	Harris	Nabors	Torbert	
Clark	Hawkins	O'Bannon	Turner	
Cooper	Jackson	Pelham	Vacca	
Dominick	Leonard			—25

Nays: —0

The Bill:

H. 937. An Act to provide for a retirement pension for certain elected public officials of any municipality having a population of not less than 200,000 nor more than 500,000 according to the most recent Federal decennial census; to prescribe the eligibility requirements for such pension and the amount, method, and source of payment thereof.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Cooper	Jackson	Oden	
Albea	Dominick	Leonard	Pelham	
Bailes	Engel	McDermott	Stone	
Branyon	Givhan	Morrow	Torbert	
Carr	Goodwyn	Nabors	Turner	
Childs	Harris	O'Bannon	Vacca	
Clark	Hawkins			—25

Nays: —0

The Bill:

H. 996. To provide retirement allowances for certain elected officials of Mobile County and of incorporated municipalities therein; providing for contributions by elected officials from the salaries paid them as public officials; providing for certain payment in event of disability; providing for approval of a majority of the voters in the respective political sub-divisions before the provisions of this act can become operative as to any such subdivision.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Lindsey	Radney	
Adams	Giles	Lolley	Skidmore	
Albea	Gilmore	McDermott	Stone	
Bailes	Givhan	O'Bannon	Torbert	
Branyon	Goodwyn	Oden	Turner	
Carr	Harris	Pelham	Vacca	
Childs	Leonard			—25

Nays: —0

The Bill:

H. 922. Relating to law enforcement in Houston County; fixing the fee for the issuance of pistol permits; providing for the deposit of such fees in the general fund and in a fund to be designated the Sheriff's Fund and providing for the use of the money deposited in the Sheriff's Fund.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Folsom	Lolley	Pierce	
Adams	Giles	Morrow	Radney	
Carr	Harris	Nabors	Stone	
Childs	Hawkins	O'Bannon	Torbert	
Clark	Jackson	Oden	Turner	
Dominick	Leonard	Pelham	Vacca	
Engel	Lindsey			—25

Nays: —0

The Bill:

H. 957. Relating to the municipality of Henagar in DeKalb County; to alter, re-arrange and extend the boundaries of The Town of Henagar.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Lindsey	Pelham	
Adams	Folsom	Lolley	Pierce	
Albea	Giles	McCarley	Radney	
Bailes	Gilmore	McDermott	Stone	
Branyon	Givhan	Morrow	Turner	
Carr	Goodwyn	Oden	Vacca	
Childs	Leonard			—25

Nays: —0

The Bill:

H. 956. To apply only in counties having populations of not less than 16,150 nor more than 17,350; providing expense allowances for register in chancery of such counties.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Lindsey	Pelham	
Adams	Folsom	Lolley	Pierce	
Albea	Giles	McCarley	Radney	
Bailes	Gilmore	Nabors	Stone	
Clark	Givhan	O'Bannon	Turner	
Cooper	Goodwyn	Oden	Vacca	
Dominick	Leonard			—25

Nays: —0

The Bill:

H. 939. Relating to Morgan County; amending Section 16 of Act No. 129, S. 97, Regular Session 1939 (Local Acts 1939, p. 70), as amended, which created the Morgan County Board of Revenue and Control; providing for the filling of vacancies occurring on the board by the remaining members of the board.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Gilmore	Morrow	Radney	
Branyon	Givhan	Nabors	Skidmore	
Carr	Harris	O'Bannon	Stone	
Childs	Jackson	Oden	Torbert	
Clark	Lolley	Pelham	Turner	
Cooper	McCarley	Pierce	Vacca	
Dominick	McDermott			—25

Nays: —0

The Bill:

H. 903. Relating to Morgan County; relieving certain county officials of the duty of subscribing for, taking, filing, causing to be bound, and kept in their respective offices, copies of weekly newspapers published in the county.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Leonard	Pelham	
Adams	Folsom	Lindsey	Pierce	
Albea	Giles	Lolley	Radney	
Bailes	Gilmore	McCarley	Skidmore	
Branyon	Givhan	McDermott	Stone	
Carr	Harris	Oden	Vacca	
Clark	Jackson			—25

Nays: —0

The Bill:

H. 902. To provide for the payment into the general fund of Morgan County of all fees collected as solicitors' fees in the Morgan County Court of Morgan County, Alabama.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Lindsey	Radney	
Adams	Folsom	Morrow	Skidmore	
Carr	Giles	Nabors	Stone	
Childs	Gilmore	O'Bannon	Torbert	
Clark	Givhan	Oden	Turner	
Cooper	Harris	Pierce	Vacca	
Dominick	Leonard			—25

Nays: —0

The Bill:

H. 851. To apply only in counties having populations of not less than 57,000 nor more than 61,000 according to the most recent federal decennial census; providing additional expense allowances for the tax assessors and tax collectors of such counties.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Clark	Harris	Oden	
Adams	Cooper	McCarley	Skidmore	
Albea	Engel	McDermott	Stone	
Bailes	Folsom	Morrow	Torbert	
Branyon	Giles	Nabors	Turner	
Carr	Gilmore	O'Bannon	Vacca	
Childs	Givhan			—25

Nays: —0

The Bill:

H. 949. To apply only in counties having populations of not less than 57,000 nor more than 61,000 according to the most recent federal decennial census; to provide additional clerical help for the circuit court clerk.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Leonard	Pelham	
Branyon	Folsom	Lindsey	Pierce	
Carr	Giles	Lolley	Radney	
Childs	Gilmore	Nabors	Torbert	
Clark	Givhan	O'Bannon	Turner	
Cooper	Harris	Oden	Vacca	
Dominick	Jackson			—25

Nays: —0

The Bill:

H. 1010. To apply only in counties having populations of not less than 31,000 nor more than 32,000 according to the most recent federal decennial census, fixing the per diem pay for members of the county board of equalization.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Gilmore	McDermott	Radney	
Adams	Givhan	Morrow	Skidmore	
Carr	Goodwyn	Nabors	Stone	
Childs	Harris	O'Bannon	Torbert	
Clark	Hawkins	Oden	Turner	
Cooper	Jackson	Pierce	Vacca	
Dominick	McCarley			—25

Nays: —0

The Bill:

H. 932. To amend further Act No. 242, H. 678, Regular Session 1949, relating to the court of common pleas of Lee County, so as to make further provisions respecting allowances for expenses of the judge and deputy district attorney and for operation of the juvenile division of said court.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Dominick	McCarley	Pelham	
Adams	Gilmore	McDermott	Pierce	
Albea	Givhan	Morrow	Radney	
Bailes	Goodwyn	Nabors	Skidmore	
Branyon	Harris	O'Bannon	Torbert	
Carr	Hawkins	Oden	Vacca	
Clark	Jackson			—25

Nays: —0

The Bill:

H. 951. To make an appropriation from the Marion County treasury for the relief of L. J. Clay.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Lindsey	Oden	
Adams	Folsom	Lolley	Pierce	
Albea	Giles	McCarley	Radney	
Bailes	Gilmore	McDermott	Skidmore	
Branyon	Givhan	Morrow	Stone	
Carr	Goodwyn	Nabors	Torbert	
Childs	Leonard			—25

Nays: —0

The Bill:

H. 961. To amend Act No. 446, H. 859, Regular Session 1947 (Local Acts 1947, p. 313), entitled "An Act To allow the members of Cleburne County Board of Education sixteen regular meeting days and pay for not more than sixteen days for each year payable from the General

School Funds of Cleburne County, Alabama," so as to provide further for the pay of the members of such board.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Lindsey	Pelham	
Adams	Givhan	Lolley	Pierce	
Carr	Goodwyn	Morrow	Radney	
Childs	Harris	Nabors	Skidmore	
Clark	Hawkins	O'Bannon	Torbert	
Cooper	Jackson	Oden	Vacca	
Dominick	Leonard			—25

Nays: —0

The Bill:

H. 842. To amend Act No. 103, H. 115, of the 1966 Special Session (Acts, Special Session 1966, p. 136) so as to increase the amount of the public school funds which may be expended by the Board of Education of Lawrence County for erecting, equipping and landscaping an administration building.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Lindsey	Pierce	
Adams	Folsom	Lolley	Radney	
Carr	Giles	McCarley	Skidmore	
Childs	Harris	McDermott	Stone	
Clark	Hawkins	Oden	Torbert	
Cooper	Jackson	Pelham	Turner	
Dominick	Leonard			—25

Nays: —0

The Bill:

H. 875. To regulate the compensation of jurors in counties having populations of not less than 25,700 nor more than 25,900.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Cooper	Lindsey	Oden	
Adams	Engel	McCarley	Pelham	
Albea	Folsom	McDermott	Pierce	
Bailes	Giles	Morrow	Radney	
Branyon	Gilmore	Nabors	Turner	
Carr	Givhan	O'Bannon	Vacca	
Childs	Jackson			—25

Nays: —0

The Bill:

H. 962. Relating to Randolph County; abolishing the court of county commissioners and creating in lieu thereof a board of revenue;

providing for the election, terms, duties and compensation of the members and chairman of the board of revenue; and relieving the probate judge of certain duties in connection therewith.

was taken up.

Mr. Torbert offered the following amendment to the Bill, H. B. 962, to-wit:

AMENDMENT TO H. B. 962

In Section 5, strike out the sentence which begins with the words "If a majority of the votes cast in the election are 'Yes' " and insert in lieu thereof the following sentence: If a majority of the votes cast in the election are "Yes," the provisions of this Act shall become effective at the expiration of the term of office of the incumbent judge of probate.

Also, in Section 2, strike out the words and figures "In case of a tie vote, the member of the House of Representatives of the Legislature of Alabama representing Randolph County shall be authorized to decide which of the persons voted upon shall be elected chairman of the board." and insert in lieu thereof the following:

In case of a tie vote in the election of a chairman, the Governor shall be authorized to decide which of the persons voted upon shall be elected chairman of the board.

Also, in Section 2 strike out the last sentence and insert in lieu thereof the following: For the performance of such duties the chairman of the board of revenue shall receive the same compensation as members of the board, to be paid in equal monthly installments out of any funds of the county available for such purpose.

Which was adopted.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Clark	Jackson	Oden	
Adams	Cooper	Leonard	Pelham	
Albea	Engel	Lindsey	Pierce	
Bailes	Folsom	Lolley	Radney	
Branyon	Giles	Nabors	Torbert	
Carr	Gilmore	O'Bannon	Vacca	
Childs	Givhan			—25

Nays: —0

And said Bill, H. B. 962, as thus amended, was then read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Clark	Jackson	Oden	
Adams	Cooper	Leonard	Pelham	
Albea	Engel	Lindsey	Pierce	
Bailes	Folsom	Lolley	Radney	
Branyon	Giles	Nabors	Torbert	
Carr	Gilmore	O'Bannon	Vacca	
Childs	Givhan			—25

Nays: —0

The Bill:

H. 874. To fix the compensation of the members of the county board of education in all counties having populations of not less than 25,700 nor more than 25,900.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Cooper	Harris	Oden	
Adams	Engel	Hawkins	Pelham	
Albea	Folsom	Jackson	Stone	
Bailes	Giles	Lindsey	Torbert	
Branyon	Gilmore	Morrow	Turner	
Carr	Givhan	Nabors	Vacca	
Childs	Goodwyn			—25

Nays: —0

The Bill:

H. 926. To create one additional judgeship for the Tenth Judicial Circuit of Alabama; and without limiting the generality of the foregoing to provide for the election of the incumbent thereof; and to prescribe the jurisdiction, power, authority, duties, responsibilities, qualifications and compensation of such incumbent; to abolish the office of the Judge of the Juvenile and Domestic Relations Court of Jefferson County, Alabama, but not to abolish the court itself; to change the name of the Juvenile and Domestic Relations Court of Jefferson County, Alabama, to the Family Court of Jefferson County, Alabama; and to provide that such additional judge shall, without additional compensation, be in addition to his other duties and responsibilities, ex officio judge of the Family Court of Jefferson County, Alabama.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Lindsey	Oden	
Adams	Folsom	Lolley	Pelham	
Bailes	Gilmore	McCarley	Pierce	
Carr	Goodwyn	McDermott	Radney	
Childs	Harris	Morrow	Skidmore	
Clark	Hawkins	O'Bannon	Vacca	
Cooper	Leonard			—25

Nays: —0

The Bill:

H. 883. To provide for the compensation to be paid the First Deputy District Attorney, the Second Deputy District Attorney, the Third Deputy District Attorney, the Fourth Deputy District Attorney, the Fifth Deputy District Attorney, the Sixth Deputy District Attorney, the Seventh Deputy District Attorney, the Eighth Deputy District Attorney, the Deputy District Attorney appointed by the District Attorney to serve in any Inferior Criminal Court, County Criminal Court, or County Misdemeanor Court, now or hereafter created, the Deputy District Attorney appointed by the District Attorney to serve in any Juvenile Court, in

counties having a population of six hundred thousand or more, according to the last or any succeeding decennial federal census and to provide for the payment of the same and to provide the date when said act shall go into effect.

was taken up.

Mr. Morrow offered the following substitute for the Bill, H. B. 883, to-wit:

SENATE SUBSTITUTE FOR H. B. 883

A BILL
TO BE ENTITLED
AN ACT

To provide for the compensation to be paid the First Deputy District Attorney, the Second Deputy District Attorney, the Third Deputy District Attorney, the Fourth Deputy District Attorney, the Fifth Deputy District Attorney, the Sixth Deputy District Attorney, the Seventh Deputy District Attorney, the Eighth Deputy District Attorney, the Deputy District Attorney appointed by the District Attorney to serve in any Inferior Criminal Court, County Criminal Court, or County Misdemeanor Court, now or hereafter created, the Deputy District Attorney appointed by the District Attorney to serve in any Juvenile Court, in counties having a population of six hundred thousand or more, according to the last or any succeeding decennial federal census and to provide for the payment of the same and to provide the date when said act shall go into effect.

Be It Enacted by the Legislature of Alabama:

Section 1. In each county of the State of Alabama, having a population of six hundred thousand or more according to the last or any succeeding decennial federal census there shall be paid to the First Deputy District Attorney of each said county from the general treasury of the county in equal semi-monthly installments such an annual salary as that when added to the annual salary payable by the State of Alabama to each such Deputy District Attorney the same will make the total annual salary of each such First Deputy District Attorney Fifteen Thousand, Three Hundred ($15,300.00) Dollars.

Section 2. In each county of the State of Alabama, having a population of six hundred thousand or more according to the last or any succeeding decennial federal census there shall be paid to the Second Deputy District Attorney of each said county from the general treasury of the county in equal semi-monthly installments such an annual salary as that when added to the annual salary payable by the State of Alabama to each such Second Deputy District Attorney the same will make the total annual salary of each such Second Deputy District Attorney Fourteen Thousand, One Hundred ($14,100.00) Dollars.

Section 3. In each county of the State of Alabama, having a population of six hundred thousand or more according to the last or any succeeding decennial federal census there shall be paid to the Third Deputy District Attorney of each said county from the general treasury of the county in equal semi-monthly installments such an annual salary as that when added to the annual salary payable by the State of Alabama to each such Third Deputy District Attorney the same will make the total annual salary of each such Third Deputy District Attorney Twelve Thousand, Nine Hundred ($12,900.00) Dollars.

Section 4. In each county of the State of Alabama, having a population of six hundred thousand or more according to the last or any succeeding decennial federal census there shall be paid to the Fourth Deputy District Attorney of each said county from the general treasury of the county in equal semi-monthly installments such an annual salary as that when added to the annual salary payable by the State of Alabama to each such Fourth Deputy District Attorney the same will make the total annual salary of each such Fourth Deputy District Attorney Twelve Thousand, Three Hundred ($12,300.00) Dollars.

Section 5. In each county of the State of Alabama, having a population of six hundred thousand or more according to the last or any succeeding decennial federal census there shall be paid to the Fifth Deputy District Attorney of each said county from the general treasury of the county in equal semi-monthly installments such an annual salary as that when added to the annual salary payable by the State of Alabama to each such Fifth Deputy District Attorney the same will make the total annual salary of each such Fifth Deputy District Attorney Twelve Thousand, Three Hundred ($12,300.00) Dollars.

Section 6. In each county of the State of Alabama, having a population of six hundred thousand or more according to the last or any succeeding decennial federal census there shall be paid to the Sixth Deputy District Attorney of each said county from the general treasury of the county in equal semi-monthly installments such an annual salary as that when added to the annual salary payable by the State of Alabama to each such Sixth Deputy District Attorney the same will make the total annual salary of each such Sixth Deputy District Attorney Eleven Thousand, One Hundred ($11,100.00) Dollars.

Section 7. In each county of the State of Alabama, having a population of six hundred thousand or more according to the last or any succeeding decennial federal census there shall be paid to the Seventh Deputy District Attorney of each said county from the general treasury of the county in equal semi-monthly installments such an annual salary as that when added to the annual salary payable by the State of Alabama to each such Seventh Deputy District Attorney the same will make the total annual salary of each such Seventh Deputy District Attorney Ten Thousand ($10,000.00) Dollars.

Section 8. In each county of the State of Alabama, having a population of six hundred thousand or more according to the last or any succeeding decennial federal census there shall be paid to the Eighth Deputy District Attorney of each said county from the general treasury of the county in equal semi-monthly installments such an annual salary as that when added to the annual salary payable by the State of Alabama to each such Eighth Deputy District Attorney the same will make the total annual salary of each such Eighth Deputy District Attorney Ten Thousand ($10,000.00) Dollars.

Section 9. In each county of the State of Alabama, having a population of six hundred thousand or more according to the last or any succeeding decennial federal census there shall be paid to the Deputy District Attorney, appointed by the District Attorney to serve in any inferior criminal court, county criminal court, or county misdemeanor court of each said county from the general treasury of the county in equal semi-monthly installments such an annual salary as that when added to the annual salary payable by the State of Alabama to each such Deputy District Attorney the same will make the total annual salary of each such Deputy District Attorney Twelve Thousand ($12,000.00) Dollars.

Section 10. In each county of the State of Alabama, having a population of six hundred thousand or more according to the last or any succeeding decennial federal census there shall be paid to the Deputy District Attorney appointed by the District Attorney to serve in any Juvenile Court of said county or court created in lieu thereof each said county from the general treasury of the county in equal semi-monthly installments such an annual salary as that when added to the annual salary payable by the State of Alabama to each such Deputy District Attorney the same will make the total annual salary of each such Deputy District Attorney Twelve Thousand ($12,000.00) Dollars.

Section 11. The provisions of this Act are severable. If any part of the Act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 12. All laws or parts of laws which conflict with this Act are repealed.

Section 13. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Which was adopted.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Lindsey	Pelham	
Adams	Folsom	Lolley	Pierce	
Bailes	Giles	McCarley	Radney	
Carr	Gilmore	Morrow	Skidmore	
Childs	Givhan	O'Bannon	Stone	
Clark	Hawkins	Oden	Vacca	
Cooper	Leonard			—25

Nays: —0

And said Bill, H. B. 883, as thus amended by the substitute, was then read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Lindsey	Pelham	
Adams	Folsom	Lolley	Pierce	
Bailes	Giles	McCarley	Radney	
Carr	Gilmore	Morrow	Skidmore	
Childs	Givhan	O'Bannon	Stone	
Clark	Hawkins	Oden	Vacca	
Cooper	Leonard			—25

Nays: —0

The Bill:

H. 924. To apply only in counties having populations of not less than 600,000 according to the most recent federal decennial census, making an appropriation from the public road, bridge and building funds in the county treasury for general county purposes.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Lindsey	Pierce	
Adams	Folsom	Lolley	Radney	
Albea	Giles	McCarley	Skidmore	
Bailes	Gilmore	Morrow	Stone	
Branyon	Givhan	Oden	Torbert	
Carr	Hawkins	Pelham	Vacca	
Childs	Leonard			—25
Nays:				—0

The Bill:

H. 925. To further amend Act No. 497 of the Regular Session of the Legislature of Alabama of 1965, approved August 20, 1965, (Ala. Acts, 1965, p. 717 et seq.), which Act establishes a pension system for officers and employees of Jefferson County, Alabama.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Gilmore	McDermott	Radney	
Adams	Givhan	Morrow	Skidmore	
Bailes	Goodwyn	Nabors	Stone	
Carr	Harris	O'Bannon	Torbert	
Childs	Hawkins	Oden	Turner	
Clark	Jackson	Pierce	Vacca	
Cooper	McCarley			—25
Nays:				—0

The Bill:

H. 930. Relating to counties having populations of 600,000 or more, according to the most recent federal decennial census: To authorize the county governing body of any such county to adopt, amend and provide for the enforcement of certain building codes, which shall apply in certain parts of such counties; to prescribe the manner of adopting such codes; and to prescribe penalties for violations of such codes.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Folsom	Morrow	Radney	
Bailes	Giles	Nabors	Skidmore	
Carr	Gilmore	O'Bannon	Stone	
Childs	Givhan	Oden	Torbert	
Clark	Hawkins	Pelham	Turner	
Cooper	Leonard	Pierce	Vacca	
Engel	Lindsey			—25
Nays:				—0

The Bill:

H. 836. To create a commission on taxation and services in all counties having populations of 600,000 or more, to prescribe the powers

and duties of the commission and to provide for the selection and compensation of the commissioners.

was taken up.

Mr. Morrow offered the following amendment to the Bill, H. B. 836, to-wit:

SENATE AMENDMENT TO H. B. 836

Amend the first paragraph of Section 1. of H. B. 836 so that said paragraph shall read as follows:

"Section 1. There is hereby created and shall be established a tax study commission in all counties having populations of 600,000 or more according to the most recent federal decennial census, to consist of seven members selected as follows: one member shall be a state senator representing the county in the state senate who shall be appointed by the chairman of the county's senate delegation; one member shall be a member of the house of representatives from the county who shall be appointed by the chairman of the county's house delegation; five members, all of whom shall be selected by the members of the county's house and senate delegations, acting as a committee for such purpose."

Which was adopted.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Goodwyn	McCarley	Radney	
Adams	Harris	Morrow	Skidmore	
Albea	Hawkins	O'Bannon	Stone	
Bailes	Jackson	Oden	Torbert	
Childs	Leonard	Pelham	Turner	
Engel	Lindsey	Pierce	Vacca	
Gilmore	Lolley			—25
Nays:				—0

And said Bill, H. B. 836, as thus amended, was then read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Goodwyn	McCarley	Radney	
Adams	Harris	Morrow	Skidmore	
Albea	Hawkins	O'Bannon	Stone	
Bailes	Jackson	Oden	Torbert	
Childs	Leonard	Pelham	Turner	
Engel	Lindsey	Pierce	Vacca	
Gilmore	Lolley			—25
Nays:				—0

The Bill:

H. 927. To provide for the payment of an expense allowance for the deputy or assistant Judge of Probate of any branch office of the Probate Court in counties having a population of 500,000 or more according to the last or any subsequent Federal decennial census.

was taken up.

Mr. Morrow offered the following substitute for the Bill, H. B. 927, to-wit:

SENATE SUBSTITUTE FOR H. B. 927

A BILL
TO BE ENTITLED
AN ACT

To provide for the payment of an expense allowance for the deputy or assistant judge of probate of any branch office of the probate court in counties having a population of 500,000 or more according to the last or any subsequent federal decennial census.

Be It Enacted by the Legislature of Alabama:

Section 1. The Deputy or Assistant Judge of Probate of any branch office of the Probate Court in counties having a population of 500,000 or more according to the last or any subsequent federal decennial census, shall be entitled to receive from the county treasury the sum of Fifty Dollars ($50.00) per month as an expense allowance. The expense allowance herein provided shall be in addition to all other compensation and allowances provided such Deputy or Assistant Judge of Probate by general, special or local laws and such expense allowance shall be paid each month on warrant approved by the Board of County Commissioners on any funds in the County Treasury not otherwise appropriated.

Section 2. This act shall become effective immediately upon its passage and approval of the Governor, or upon its otherwise becoming law.

Which was adopted.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Giles	Lolley	Oden	
Bailes	Gilmore	McCarley	Skidmore	
Branyon	Givhan	McDermott	Stone	
Carr	Goodwyn	Morrow	Torbert	
Childs	Harris	Nabors	Turner	
Clark	Hawkins	O'Bannon	Vacca	
Cooper	Jackson			—25

Nays: —0

And said Bill, H. B. 927, as thus amended by the substitute, was then read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Giles	Lolley	Oden	
Bailes	Gilmore	McCarley	Skidmore	
Branyon	Givhan	McDermott	Stone	
Carr	Goodwyn	Morrow	Torbert	
Childs	Harris	Nabors	Turner	
Clark	Hawkins	O'Bannon	Vacca	
Cooper	Jackson			—25

Nays: —0

The Bill:

H. 929. To amend further Section 2 of Act No. 695, H. 1072, Regular Session 1951, an act relating to the registration and purgation of voters in counties having populations of 400,000 or more (Acts 1950-1951, v. 2, p. 1198).

was taken up.

The Standing Committee on Local Legislation No. 2 reported the following amendment to the Bill, H. B. 929, to-wit:

AMENDMENT TO HOUSE BILL 929

Amend Section 2 of House Bill 929 by changing the period at the end of the second sentence of Section 2 to a comma and adding the following words "which shall be the total amount to be paid such chairman out of the general funds of the county except for an automobile allowance as set out below."

Which was adopted.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Lindsey	Radney	
Adams	Folsom	Lolley	Skidmore	
Albea	Giles	Morrow	Stone	
Bailes	Gilmore	Oden	Torbert	
Branyon	Givhan	Pelham	Turner	
Carr	Hawkins	Pierce	Vacca	
Childs	Leonard			—25

Nays: —0

And said Bill, H. B. 929, as thus amended, was then read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Lindsey	Radney	
Adams	Folsom	Lolley	Skidmore	
Albea	Giles	Morrow	Stone	
Bailes	Gilmore	Oden	Torbert	
Branyon	Givhan	Pelham	Turner	
Carr	Hawkins	Pierce	Vacca	
Childs	Leonard			—25

Nays: —0

The Bill:

H. 984. To amend Act No. 79 of the Special Session of the Legislature of Alabama of 1966, approved August 17, 1966, (Ala. Acts, 1966, Special Session, p. 106, et seq.) providing in Jefferson County for the creation and maintenance of districts for fighting or preventing fires, districts for the collection and disposal of garbage and districts for both of the aforesaid purposes.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Gilmore	McCarley	Radney	
Bailes	Givhan	McDermott	Skidmore	
Branyon	Goodwyn	Morrow	Stone	
Carr	Harris	Nabors	Torbert	
Childs	Hawkins	O'Bannon	Turner	
Clark	Jackson	Oden	Vacca	
Cooper	Lolley			—25

Nays: —0

The Bill:

H. 500. To apply only in counties having populations of not less than 300,000 nor more than 500,000 according to the most recent federal decennial census, providing for appointment by the district attorney of a special medical assistant to aid him in the performance of his duties, and providing for payment of the compensation of such assistant from the general funds of the county.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Dominick	Jackson	Radney	
Adams	Engel	Lolley	Skidmore	
Albea	Gilmore	McDermott	Stone	
Carr	Givhan	Nabors	Torbert	
Childs	Goodwyn	O'Bannon	Turner	
Clark	Harris	Pelham	Vacca	
Cooper	Hawkins			—25

Nays: —0

The Bill:

H. 839. To establish an Inferior Court in Precincts 1 and 2 in Jefferson County, Alabama, in lieu of all Justices of the Peace in Precincts and in lieu of all other Inferior Courts created in lieu of Justices of the Peace heretofore created in said territory, said Court to be called the Bessemer County Court. To define the jurisdiction and powers of said Court and the officers thereof; to provide for the election or appointment of the Judge, Clerk, and other officers of said Court; to fix the terms or tenure of office of the officers of said Court and provide for their salaries and compensation and the method of payment of same; to provide the procedure in said Court and to fix the methods of service of all processes therefrom, to designate the officials to serve processes issued by said Court and provide compensation therefor; to designate the officers of said Court, and define their duties and the duties of other officials with respect to said Court; and to otherwise provide for said Court.

was taken up.

Mr. Morrow offered the following amendment to the Bill, H. B. 839, to-wit:

SENATE AMENDMENTS TO HOUSE BILL 839

Amend Section 6 of House Bill 839 by deleting the following words:

"and said Judge shall receive an expense account equal to the difference between his salary and the salary of the Judge of the Criminal

Court of Jefferson County, Alabama, and the Judge of any court established succeeding the Judge of the Criminal Court of Jefferson County, Alabama."

also amend Section 12 so that Section 12 shall read as follows:

"Section 12. That this Court shall have final and exclusive jurisdiction concurrently with the Bessemer Division of the Circuit Court of Jefferson County, Alabama, in all misdemeanor cases."

also amend Section 22 so as to delete from said Section 22 all but the first paragraph of said Section 22,

also amend Section 31 by deleting from said Section 31 the first paragraph of said Section 31,

also amend House Bill 839 by adding Section 41-A, which Section shall read as follows:

"Section 41-A. That the provisions of this Act shall not take away any jurisdiction or power from any Inferior Court established in a place other than in the City of Bessemer or the City of Fairfield, neither shall the provisions of this Act take away any jurisdiction or power from the Domestic Relations or Juvenile Courts of this County. Provided further, that in no event shall the territorial jurisdiction of the Court hereby created extend over or be construed to include territory beyond that that is or may be hereafter included in the territorial jurisdiction of the Circuit Court of Jefferson County, Alabama, sitting at Bessemer in said County."

also amend Section 44 by deleting the following words and figures:

"and all law enforcement or peace officers including constables, city officers and sheriffs or deputy sheriffs or bailiffs summoned as witnesses in civil cases shall receive One ($1.00) Dollar payable in advance to be collected by the Clerk and paid over to the witness when his attendance is proved."

also further amend Section 44 by deleting the last sentence of said Section 44.

Which was adopted.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Giles	McCarley	Radney	
Bailes	Gilmore	McDermott	Skidmore	
Carr	Givhan	Morrow	Stone	
Childs	Goodwyn	Nabors	Torbert	
Clark	Harris	O'Bannon	Turner	
Cooper	Hawkins	Oden	Vacca	
Folsom	Jackson			—25

Nays: —0

And said Bill, H. B. 839, as thus amended, was then read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Childs	Folsom	Givhan
Bailes	Clark	Giles	Goodwyn
Carr	Cooper	Gilmore	Harris

Hawkins	Morrow	Radney	Torbert	
Jackson	Nabors	Skidmore	Turner	
McCarley	O'Bannon	Stone	Vacca	
McDermott	Oden			—25

Nays: —0

The Bill:

H. 923. To authorize the governing body of any county of the State having a population of 500,000 or more, according to the last or any subsequent Federal census, to adopt a building code or ordinances designed to prevent fire and to protect the people of the county from the loss of property and the loss of life consequent to fires, which building code or ordinances shall apply only in the unincorporated area of the county; to provide that the violation of any such building code or ordinance shall constitute a misdemeanor unless there is established, now or hereafter, a county recorder's court having jurisdiction to try a case involving the violation of such code or ordinance; to provide, if there is any such county recorder's court, the provision which makes the violation of such code or ordinance a misdemeanor shall not apply, and that, in that event, the recorder shall impose upon any person convicted of violating such code or ordinance such punishment as the said recorder is authorized by law to impose upon a person convicted of violating a county ordinance; to authorize such governing body to enforce such building code or ordinances by providing a penalty for the violation thereof; and to repeal all laws or parts of laws in conflict with this Act.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Folsom	Lolley	Pierce	
Adams	Gilmore	McCarley	Radney	
Albea	Goodwyn	McDermott	Skidmore	
Bailes	Harris	Morrow	Stone	
Childs	Hawkins	Oden	Torbert	
Cooper	Leonard	Pelham	Vacca	
Engel	Lindsey			—25

Nays: —0

The Bill:

H. 1016. Relating to Barbour County: providing for distribution of a portion of the county's share of the state gasoline excise tax to the incorporated municipalities in the county.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Dominick	Jackson	Oden	
Adams	Engel	Leonard	Pelham	
Albea	Folsom	Lindsey	Pierce	
Bailes	Giles	Lolley	Radney	
Branyon	Gilmore	McCarley	Skidmore	
Carr	Givhan	McDermott	Stone	
Clark	Hawkins			—25

Nays: —0

The Bill:

H. 1015. To amend Section 16 of Act No. 592, General Acts 1953, Page 838, entitled "An Act to provide for the City of Anniston, in Calhoun County, a civil service system governing the appointment, removal, salaries, tenure and official conduct of employees of the City; defining violations of the Act; imposing penalties for violations and repealing conflicting laws.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Dominick	Lolley	Oden	
Albea	Gilmore	McCarley	Pelham	
Branyon	Givhan	McDermott	Pierce	
Carr	Goodwyn	Morrow	Torbert	
Childs	Harris	Nabors	Turner	
Clark	Hawkins	O'Bannon	Vacca	
Cooper	Jackson			—25

Nays: —0

The Bill:

H. 1019. To alter, re-arrange and extend the boundaries and corporate limits of the municipality of Moundville, in Hale County, Alabama; annexing certain territory to said municipality in adjacent areas of Tuscaloosa County, Alabama.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Lolley	Pelham	
Adams	Folsom	McCarley	Pierce	
Albea	Giles	Morrow	Skidmore	
Bailes	Hawkins	Nabors	Torbert	
Clark	Jackson	O'Bannon	Turner	
Cooper	Leonard	Oden	Vacca	
Dominick	Lindsey			—25

Nays: —0

The Bill:

H. 999. To provide an expense account for coroners in counties having populations not less than 22,372 nor more than 24,000 in lieu of all fees he now receives.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Cooper	Leonard	Oden	
Adams	Engel	Lindsey	Pelham	
Albea	Folsom	McDermott	Pierce	
Bailes	Giles	Morrow	Radney	
Branyon	Gilmore	Nabors	Skidmore	
Carr	Givhan	O'Bannon	Stone	
Childs	Goodwyn			—25

Nays: —0

The Bill:

H. 1020. To repeal Section 3 of Act No. 817, H. 983, Regular Session 1965 (Acts 1965, p. 1529) an act which amends Act No. 228, S. 266, Regular Session 1963 (Acts 1963, p. 626), an act which establishes the court of county commissioners of Blount County.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Dominick	Jackson	Oden	
Adams	Engel	Leonard	Skidmore	
Albea	Gilmore	McCarley	Stone	
Bailes	Givhan	Morrow	Torbert	
Carr	Goodwyn	Nabors	Turner	
Clark	Harris	O'Bannon	Vacca	
Cooper	Hawkins			—25

Nays: —0

The Bill:

H. 990. To amend, revise and re-enact Act No. 408, S. 290, Regular Session 1963 (Acts 1963, p. 907) entitled "An Act To provide for the feeding and care of certain county prisoners of Limestone County employed or used on the construction, repair, and maintenance of county roads and bridges, or other such road work; to provide uniforms for prisoners engaged in such road work; to prescribe the powers, duties, and authority of the sheriff and the board of revenue or like governing body of Limestone County, Alabama, in carrying out the provisions of this Act"; to authorize a daily tobacco allowance for such prisoners.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Leonard	Oden	
Adams	Folsom	Lindsey	Pelham	
Albea	Giles	Lolley	Pierce	
Childs	Gilmore	McCarley	Radney	
Clark	Givhan	McDermott	Turner	
Cooper	Harris	Morrow	Vacca	
Dominick	Jackson			—25

Nays: —0

The Bill:

H. 1018. To apply only in counties having populations of not less than 16,200 nor more than 17,200 according to the most recent federal decennial census; further regulating the compensation and meeting days of members of the county board of education in all such counties.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Carr	Cooper	Givhan
Bailes	Childs	Dominick	Goodwyn
Branyon	Clark	Gilmore	Harris

Hawkins	Lolley	Pelham	Stone	
Jackson	Nabors	Pierce	Turner	
Leonard	O'Bannon	Radney	Vacca	
Lindsey	Oden			—25

Nays: —0

The Bill:

H. 985. To extend the boundary lines of the City of Opelika in Lee County, Alabama and to include within the boundaries of said municipality certain additional territory.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Dominick	Leonard	Pelham	
Adams	Engel	Lindsey	Pierce	
Albea	Folsom	Lolley	Radney	
Bailes	Giles	McCarley	Skidmore	
Branyon	Gilmore	McDermott	Torbert	
Carr	Givhan	Morrow	Vacca	
Clark	Goodwyn			—25

Nays: —0

The Bill:

H. 1011. Providing for payment by housing authorities or re-development agencies, on appeal from condemnation proceedings instituted in counties with any urban renewal or other re-development plan or project of all reasonable costs of the proceedings in the appellate court, including a reasonable attorney's fee, except in certain instances, in all counties of this state with populations of not less than 300,000 nor more than 500,000.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Leonard	Oden	
Branyon	Giles	Lindsey	Pelham	
Carr	Gilmore	Lolley	Radney	
Childs	Givhan	McDermott	Torbert	
Clark	Harris	Nabors	Turner	
Cooper	Hawkins	O'Bannon	Vacca	
Dominick	Jackson			—25

Nays: —0

The Bill:

H. 1017. Relating to counties having populations of not less than 20,000 nor more than 25,000 inhabitants and two courthouses; providing an expense allowance for the tax assessors of such counties.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:				
Adams	Dominick	Leonard	Pelham	
Albea	Engel	Lindsey	Pierce	
Bailes	Folsom	Lolley	Radney	
Branyon	Giles	McCarley	Skidmore	
Carr	Gilmore	McDermott	Stone	
Clark	Givhan	Oden	Vacca	
	Goodwyn			—25

Nays: —0

The Bill:

H. 1014. Relating to counties having populations of not less than 48,500 nor more than 49,500; providing an additional allowance for the tax assessors and tax collectors of such counties.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:				
Adams	Folsom	Lindsey	Radney	
Albea	Giles	Lolley	Skidmore	
Bailes	Gilmore	McCarley	Stone	
Branyon	Givhan	McDermott	Torbert	
Carr	Goodwyn	Morrow	Turner	
Engel	Harris	Oden	Vacca	
	Jackson			—25

Nays: —0

The Bill:

H. 1013. To apply only in counties of this state having populations of not less than 300,000 nor more than 500,000; providing that in any condemnation proceeding instituted in connection with an urban renewal or other redevelopment plan or project, the commissions appointed pursuant to Code of Alabama 1940, Title 19, Section 11, as amended, shall fix the value of any property sought to be acquired at no less than the value of such property as of the date of the announcement of the plan or project or slum, blight, or deterioration.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:				
Branyon	Giles	Leonard	Pelham	
Carr	Gilmore	Lindsey	Radney	
Childs	Givhan	Lolley	Skidmore	
Clark	Goodwyn	McDermott	Stone	
Cooper	Harris	Nabors	Torbert	
Engel	Hawkins	O'Bannon	Turner	
	Jackson			—25

Nays: —0

The Bill:

H. 938. Proposing an amendment to the Constitution of Alabama authorizing the levying of a special property tax in Mobile County for public hospital purposes.

was taken up.

Mr. Engel offered the following amendment to the Bill, H. B. 938, to-wit:

AMENDMENT TO H. B. 938

In Section 1, strike out the second and third paragraphs of the proposed amendment and insert in lieu thereof the following:

If a majority of the qualified electors of Mobile County who participate in the election held on the adoption of this amendment vote in favor thereof, the governing body of Mobile County must levy and collect the special tax as herein authorized at the maximum rate specified for each of the four tax years next ensuing.

If a majority of the qualified electors of Mobile County voting on this amendment vote against its adoption, the governing body of Mobile County may thereafter from time to time call other elections on the question of levying the special tax as herein authorized and must call such an election within three months after receipt by the said county governing body of a petition signed by not less than five per cent of the qualified electors of Mobile County. After the special tax herein authorized shall have been levied for a period of four years, the governing body of Mobile County shall, on petition signed by not less than five per cent of the qualified electors of the county, call an election on the question of discontinuance of the tax. If a majority of the electors voting upon the question shall vote in favor of discontinuance of the tax then the special tax shall be discontinued at the end of the tax year following the election. Such elections shall be called, held, conducted and canvassed in such manner as the governing board of Mobile County shall provide.

Which was adopted.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Jackson	O'Bannon	
Bailes	Giles	Leonard	Oden	
Branyon	Gilmore	Lindsey	Pelham	
Carr	Givhan	Lolley	Radney	
Childs	Goodwyn	McDermott	Skidmore	
Clark	Harris	Nabors	Stone	
Cooper	Hawkins			—25
Nays:				—0

And said Bill, H. B. 938, as thus amended, was then read a third time at length as required by the Constitution and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Jackson	O'Bannon	
Bailes	Giles	Leonard	Oden	
Branyon	Gilmore	Lindsey	Pelham	
Carr	Givhan	Lolley	Radney	
Childs	Goodwyn	McDermott	Skidmore	
Clark	Harris	Nabors	Stone	
Cooper	Hawkins			—25
Nays:				—0

The Bill:

H. 958. To authorize and empower the register of the circuit court of Chilton County, Alabama, In equity, to appoint a deputy register, and to fix the salary and to provide the method of payment of salary.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Lindsey	Pelham	
Adams	Folsom	McCarley	Pierce	
Albea	Giles	Morrow	Radney	
Bailes	Gilmore	Nabors	Skidmore	
Branyon	Givhan	O'Bannon	Stone	
Carr	Goodwyn	Oden	Vacca	
Childs	Leonard			—25

Nays: —0

The Bill:

H. 1012. Relating to cities having populations of not less than 35,000 nor more than 55,000; providing civil service or merit system status for Chiefs of Police of such cities.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Lindsey	Radney	
Branyon	Givhan	Lolley	Skidmore	
Carr	Goodwyn	McDermott	Stone	
Childs	Harris	Nabors	Torbert	
Clark	Hawkins	O'Bannon	Turner	
Cooper	Jackson	Pelham	Vacca	
Dominick	Leonard			—25

Nays: —0

The Bill:

H. 886. Relating to the Criminal Court of Jefferson County and without limiting the comprehensiveness or generality of the foregoing portion of this title, to create an additional judgeship of such court; to provide for the manner of appointing said additional judge; to provide for the salary, duties and term of office of said additional judge; to provide that the Senior Judge shall act as the presiding judge of said court and prescribing his duties and authority therein; to provide for the effective date of said act.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Lindsey	Pierce	
Adams	Folsom	Lolley	Radney	
Bailes	Gilmore	McCarley	Skidmore	
Carr	Goodwyn	Morrow	Stone	
Childs	Harris	Oden	Torbert	
Clark	Hawkins	Pelham	Vacca	
Cooper	Leonard			—25

Nays: —0

The Bill:

H. 881. Relating to the Tenth Judicial Circuit; providing for the appointment, duties and compensation of one additional Deputy District Attorney in such circuit, and to provide that the compensation of such Deputy District Attorney shall be paid out of the general fund of Jefferson County.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Gilmore	McDermott	Radney	
Bailes	Givhan	Morrow	Skidmore	
Branyon	Goodwyn	Nabors	Stone	
Carr	Harris	O'Bannon	Torbert	
Childs	Hawkins	Oden	Turner	
Clark	Jackson	Pierce	Vacca	
Cooper	McCarley			—25

Nays: —0

RESOLUTION

Messrs. Pierce and Torbert offered the following Senate Joint Resolution, to-wit:

S. J. R. 110. BE IT RESOLVED BY THE SENATE OF ALABAMA, THE HOUSE OF REPRESENTATIVES CONCURRING, That Senate Bill 586 creating the Auburn University Branch in Montgomery, Alabama, be designated and known as the "Goodwyn Bill."

On motion of Mr. Pierce, the Rules were suspended and the Resolution was adopted by the Senate.

REPORT OF COMMITTEE ON ENROLLED BILLS

Mr. President:

Your Standing Committee on Enrolled Bills begs leave to report that said Committee, in session, has compared the following enrolled Senate Bill with the original Senate Bill, respectively, and finds same correctly enrolled, to-wit:

S. 161. To amend Section 2, 3 and 10 of Act No. 391, S. 33, Regular Session 1955 (Acts 1955, p. 926) an act regulating the sale, possession, displaying, offering for sale and use of fireworks in Alabama, so as to declare certain fireworks and pyrotechnics to be contraband and to constitute a nuisance and to authorize and direct their confiscation and destruction.

RICHARD DOMINICK,
Chairman.

SIGNING OF BILLS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after its title had been publicly read at length by the Secretary of the Senate, signed the foregoing bill; the title of which is set out in the foregoing report from the Committee on Enrolled Bills.

STATEMENT BY MR. BAILES

Mr. President:

In accordance with the privilege granted a member by Article IV, Section 55 of the Constitution of Alabama, I protest against the passage of H. B. 898, for the reasons stated below, and request that this dissent be entered on the journal,

1) If the bill is a local bill, as the Chair has ruled, no notice and proof was filed in this body as required by the Constitution and rules of the Senate.

2) The bill proposes a general law affecting the entire State and was passed under the guise of a local law.

RESOLUTIONS

Mr. Lolley offered the following Senate Joint Resolution, to-wit:

S. J. R. 111. BE IT RESOLVED BY THE SENATE OF ALABAMA, THE HOUSE OF REPRESENTATIVES CONCURRING, That an appropriation of not more than One Hundred Thousand ($100,000.00) Dollars be authorized for the renovation of the Senate Chamber and the Senate offices.

Which was read and referred to the Standing Committee on Rules.

Mr. Givhan offered the following Senate Joint Resolution, to-wit:

S. J. R. 112. BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, That the new classroom building constructed at the Alabama Industrial School for Negro Children at Mt. Meigs shall be named, designated and known as "The Lurleen B. Wallace Building" as a fitting tribute to the deep interest and outstanding efforts of our Governor in the promotion of education in Alabama; and the new boy's dormitory at that institution shall be named, designated and known as "The E. B. Holloway Building" in recognition of the splendid services rendered by Mr. E. B. Holloway as superintendent of the school.

On motion of Mr. Givhan, the Rules were suspended and the Resolution was adopted by the Senate.

CALENDAR BILLS INDEFINITELY POSTPONED

On motion of Mr. Folsom, further consideration of the Bill, H. B. 579, was indefinitely postponed by the Senate.

On motion of Mr. Adams, further consideration of the Bills, H. B.'s 785 and 921, was indefinitely postponed by the Senate.

On motion of Mr. Giles, further consideration of the Bills, H. B.'s 759, 534, 894, 893 and 758, was indefinitely postponed by the Senate.

On motion of Mr. O'Bannon, further consideration of the Bills, H. B.'s 890 and 1006, was indefinitely postponed by the Senate.

On motion of Mr. Engel, further consideration of the Bills, H. B.'s 849, 948 and 947, was indefinitely postponed by the Senate.

On motion of Mr. Pierce, further consideration of the Bill, H. B. 901, was indefinitely postponed by the Senate.

On motion of Mr. Givhan, further consideration of the Bill, H. B. 967, was indefinitely postponed by the Senate.

On motion of Mr. Carr, further consideration of the Bill, H. B. 817, was indefinitely postponed by the Senate.

On motion of Mr. Skidmore, further consideration of the Bill, H. B. 864, was indefinitely postponed by the Senate.

BILLS ON THIRD READING RESUMED

The Bill:

H. 388. To make an appropriation to the Division of Seafoods of the Department of Conservation for the fiscal year ending September 30, 1967.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Clark	Harris	Oden	
Adams	Engel	Jackson	Pelham	
Albea	Folsom	Lindsey	Pierce	
Bailes	Giles	Lolley	Radney	
Branyon	Gilmore	McCarley	Skidmore	
Carr	Givhan	McDermott	Stone	
Childs	Goodwyn			—25

Nays: —0

The Bill:

H. 634. To amend Section 2 of Act No. 76, S. 61, Extra Session 1961, providing for the transfer of cases to a proper court when the trial court sustains a plea in abatement as to venue (Acts 1961, v. 2, p. 1953).

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Dominick	Harris	Oden	
Adams	Engel	Hawkins	Pelham	
Albea	Folsom	Leonard	Pierce	
Bailes	Giles	Lolley	Radney	
Carr	Gilmore	Nabors	Turner	
Clark	Givhan	O'Bannon	Vacca	
Cooper	Goodwyn			—25

Nays: —0

The Bill:

H. 173. To amend Section 1 of Act No. 644, S. 328, approved September 16, 1953, Acts of Alabama, Regular Session, 1953, page 903, entitled, "An Act relating to fish and game; authorizing the use of certain species of the sunfish family for bait in the streams and waters in the State of Alabama."

Was read a third time at length and passed.

Yeas 26; Nays 0.

Yeas:

Messrs.:	Dominick	Lolley	Radney	
Adams	Engel	McCarley	Skidmore	
Albea	Giles	McDermott	Stone	
Bailes	Gilmore	Morrow	Torbert	
Branyon	Hawkins	Nabors	Turner	
Childs	Jackson	Pelham	Vacca	
Clark	Leonard	Pierce		—26

Nays: —0

The Bill:

H. 532. To make an additional appropriation for the expenses of the Office of the State Auditor.

Was read a third time at length and passed.

Yeas 25; Nay 1.

Yeas:

Messrs.:	Folsom	Lolley	Radney	
Albea	Giles	McDermott	Skidmore	
Bailes	Gilmore	Morrow	Stone	
Branyon	Goodwyn	Nabors	Torbert	
Clark	Hawkins	Pelham	Turner	
Cooper	Jackson	Pierce	Vacca	
Engel	Leonard			—25

Nay: Mr. Adams —1

The Bill:

H. 310. To prescribe punishment for persons who burn, desecrate, or mutilate their identification and classification card issued by the Selective Service System.

Was read a third time at length and passed.

Yeas 29; Nays 0.

Yeas:

Messrs.:	Engel	Leonard	Pelham	
Adams	Folsom	Lindsey	Pierce	
Albea	Giles	Lolley	Radney	
Bailes	Gilmore	McCarley	Skidmore	
Branyon	Givhan	McDermott	Stone	
Childs	Goodwyn	Morrow	Torbert	
Clark	Hawkins	Nabors	Vacca	
Cooper	Jackson			—29

Nays: —0

The Bill:

H. 311. To amend Code of Alabama 1940, Title 14, Section 190 in relation to penalties for mutilating, defacing or abusing the flag of the United States, the State flag, or the Confederate flag.

Was read a third time at length and passed.

Yeas 35; Nays 0.

Yeas:

Messrs.:	Dominick	Jackson	Oden
Adams	Engel	Leonard	Pelham
Albea	Folsom	Lindsey	Pierce
Bailes	Giles	Lolley	Radney
Branyon	Gilmore	McCarley	Skidmore
Carr	Givhan	McDermott	Stone
Childs	Goodwyn	Morrow	Torbert
Clark	Harris	Nabors	Turner
Cooper	Hawkins	O'Bannon	Vacca

—35

Nays: —0

RESOLUTION

The Rules Committee offered the following Senate Resolution, to-wit:

S. R. 113. RESOLVED BY THE SENATE That the following bills shall be the paramount and continuing order of business for the Thirty-sixth Legislative Day only:

Bill No.	Page
H. 420	121
H. 223	72
H. 796	48
H. 548	116
H. 667	121
H. 668	122
H. 669	122
H. 670	123
H. 671	124
H. 672	125
H. 673	125
H. 3	127
H. 22	86
H. 518	108
H. 560	39
H. 870	113
H. 614	126
H. 710	116
H. 665	20
H. 356	47
H. 573	126

H. 642	72
H. 387	89
H. 388	88
H. 389	90
H. 532	46
H. 44	26
H. 42	6
H. 305	2
H. 306	3
H. 307	3
H. 375	111
H. 205	2

Mr. Radney offered the following amendment to the Resolution, S. R. 113, to-wit:

AMENDMENT TO S. R. 113

Amend S. R. 113 by deleting H. B. 548 on page 116.

Which was lost.

Yeas 7; Nays 20.

Yeas:

Messrs.:	Harris	O'Bannon	Skidmore	
Bailes	Nabors	Radney	Torbert	
				—7

Nays:

Messrs.:	Cooper	Givhan	McDermott	
Adams	Engel	Hawkins	Morrow	
Albea	Folsom	Jackson	Pelham	
Branyon	Giles	Lolley	Pierce	
Childs	Gilmore	McCarley	Turner	
Clark				—20

Mr. Skidmore offered the following amendment to the Resolution, S. R. 113, to-wit:

Amend S. R. 113 by adding at the end thereof H. B. 351 on p 55.

Which was adopted.

Mr. Morrow offered the following amendment to the Resolution, S. R. 113, as amended, to-wit:

AMENDMENT TO S. R. 113

Amend S. R. 113 by deleting the 3rd item H. B. 796, on page 48.

MESSAGE FROM THE HOUSE

Mr. President:

The Speaker of the House having signed the following House Bills, your signature thereto is requested:

H. 304. To amend Code of Alabama 1940, Title 14, Section 426, in relation to the penalty for trespass after warning.

Also:

H. 300. To control, eradicate and prevent the spread of hog cholera disease among swine by authorizing the State Board of Agriculture and Industries to adopt rules and regulations governing the manufacture, sale, distribution and use of all products used for immunization, treatment and protection of swine from such disease; and to prescribe a penalty for violations of this Act.

Also:

H. 462. To appropriate the sum of ten thousand dollars ($10,000.00) to the Department of Conservation, Division of State Parks, Monuments and Historical Sites, from any unexpended funds of the Division of Seafoods for the purpose of constructing and equipping a public fishing pier at the Fort Morgan Reservation, Baldwin County, Alabama.

Also:

H. 686. To amend further Code of Alabama 1940, Title 22, Section 207, in relation to the membership of the milk control board and the compensation of such members, and giving the amendment retroactive effect.

Also:

H. 514. To appropriate from the Seafood Fund for transfer to the State Building Commission the sum of Twenty Thousand Dollars ($20,000.00), or so much thereof as may be needed to complete the construction of the fishing pier at Gulf State Park; to provide that any unexpended sums shall revert to the Seafood Fund.

Also:

H. 478. Further providing for the clearing of blighted areas and the prevention of blight: Amending the title and Sections 2, 3, 4, 5, 6, 7, 8, 9 and 10 of Act No. 491, S. 402, Regular Session 1949 (Acts 1949, p. 713) so as to confer on and vest in municipal governing bodies the same powers, duties and authority relative to clearing blighted areas and preventing blight that are conferred on and vested in housing authorities by said act.

Also:

H. 479. Further providing for the granting of additional power and authority for the elimination and prevention of the development or spread of slums and blight: Amending the title and Sections 2, 4, 5 and 7 of Act No. 553, H. 145, Regular Session 1955 (Acts 1955, P. 1210) so as to confer on and vest in municipal governing bodies the same additional powers, duties, and authority relative to the elimination and prevention of the development or spread of slums and blight that are conferred on and vested in housing authorities by said Act.

Also:

H. 724. To make an appropriation to the Secretary of State for the purchase of 5000 copies of the Alabama Constitution.

Also:

H. 740. Relating to crimes and offenses involving motor vehicles; making it a felony for a person to throw or shoot a deadly or dangerous missile into an occupied motor vehicle and prescribing the punishment therefor.

Also:

H. 264. To authorize the Department of Revenue to prepay to employees of said Department necessary travel expenses for such employees on authorized official State business outside the State of Alabama; to provide certain limitations as to the amount of such prepaid expenses; and to provide that the Department of Examiners of Public Accounts shall annually examine the expenditure of funds used in accordance with this Act.

Also:

H. 265. Relating to revenue and taxation; approving, adopting, and enacting into law the Multistate Tax Compact relating to taxation of multistate taxpayers; making the State of Alabama a party thereto; providing for appointment of a member from the State of Alabama to the Multistate Tax Commission created thereby; providing for counsel to assist the member of the Multistate Tax Commission; providing for participating in interstate audits under Article VIII of the Compact; and making an appropriation to carry out the provisions of this Act.

Also:

H. 266. To provide for the allocation and apportionment of deductions and exemptions for income tax purposes by resident taxpayers, including domestic corporations, engaged in multistate business.

Also:

H. 261. To provide an election for multistate businesses to report and pay income tax on the basis of a percentage of the volume of business where the gross sales during the tax year within this state is not in excess of $100,000 and to provide a percentage rate of ¼ of 1% of such volume of sales.

Also:

H. 495. To provide for closing county government offices one weekday a week.

Also:

H. 350. To authorize the State Board of Health to charge a fee to persons receiving home health services and to waive said fee for the medically indigent; to require said fees to be paid into the State treasury in a special fund and to appropriate all of said fund to the Board of Health for use in the county from which said fee was collected and for operating a home health service.

Also:

H. 62. To make an appropriation for capital outlay for the Alabama Pesticide Residue Laboratory of the Department of Agriculture and Industries.

Also:

H. 383. To amend Section 3 of Act No. 132, H. 105, Legislature of 1965, Second Special Session, approved October 1, 1965 (Acts of 1965 2nd and 3rd Special Sessions, p. 185) by providing that a portion of funds appropriated thereunder for expenditures during the fiscal year ending September 30, 1967 may be used and expended for capital outlay purposes.

Also:

H. 866. To provide wage and salary increases for certain public school employees, and to make an appropriation from the Alabama special educational trust fund for such purpose.

Also:

H. 805. To amend further Code of Alabama 1940, Title 2, Section 606, in relation to the size of bottles or other containers used for the sale of milk or cream.

Also:

H. 458. To require all persons in charge of laboratories that perform tests for syphilis to make a report of reactive or positive tests to the State Board of Health; to authorize the Board of Health to make pertinent rules and regulations; to declare such reports confidential, and to provide punishment for violating this act or rules and regulations; to repeal conflicting laws; and to provide for the effective date hereof.

Also:

H. 248. Further to Amend Section 1 of Act No. 47, Special Session 1961, approved September 15, 1961 (Acts of 1961, p. 1904, et seq.) entitled "Relating to taxation; exempting Young Men's Hebrew Associations (Y. M. H. A.), also known as Jewish Community Centers (J. C. C.), the Seamen's Home of Mobile, incorporated under Act No. 145, Acts of Alabama 1844-45, the Catholic Maritime Club of Mobile, Inc., and the Knights of Pythias Lodges, and their property from state, county and municipal taxes, licenses, fees and excises, under certain prescribed conditions", as heretofore amended; providing exemption from taxation and licensing of certain charitable, religious and civic organizations.

Also:

H. 176. To provide funds for annual scholarships at certain state institutions of higher learning.

Also:

H. 378. To amend Section 510 of Title 51, Code of Alabama 1940, Recompiled 1958, which levies a license on horse shows and dog and pony shows, etc.

Also:

H. 377. To amend Section 486 of Title 51, Code of Alabama 1940, Recompiled 1958, which levies a license on circuses.

Also:

H. 520. To amend Title 51, Section 597, Code of Alabama 1940, Recompiled 1958, which provides for a license tax on street fairs or carnivals.

Also:

H. 380. To provide that deer, turkey, and other wild animals may be cleaned and processed at slaughter houses, abattoirs, meat packing and processing plants in this State.

Also:

H. 502. To amend further Sections 9, 10, 13, 16, and 20 and to repeal Section 19 of Chapter 2 of Title 46, Code of Alabama 1940, which relate to the registration of architects.

Also:

H. 618. To amend Act No. 565, H. B. 626, Regular Session 1955, an act relating to the management of public records and providing for state and county records commissions.

Also:

H. 853. Providing for Highway Beautification and Scenic Enhancement.

Also:

H. 855. To amend Act No. 65 approved September 30, 1965, an act authorizing the director of the highway department to issue special permits for movement of certain oversize vehicles on public highways (Acts 1965, Second Special Session, p. 90).

JOHN W. PEMBERTON,
Clerk.

SIGNING OF BILLS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the foregoing bills; the titles of which are set out in the foregoing message from the House.

MESSAGE FROM THE HOUSE

Mr. President:

The Speaker of the House having signed the following House Bill, your signature thereto is requested:

H. 24. To make annual appropriations for the support, maintenance, and development of public education in Alabama for each of the fiscal years ending September 30, 1968 and September 30, 1969, including all schools, agencies, services and institutions under the general or direct control or subject to the rules and regulations of the State Board of Education, the Board of Trustees of Alabama College, the Board of Trustees of Auburn University, the Board of Trustees of the University of Alabama, the Board of Trustees of the University of South Alabama, the Board of Trustees of the Alabama Institute for Deaf and Blind, the Board of Trustees of the Alabama Boys Industrial School, the Board of Trustees of the Alabama Industrial School for Negroes, the Board of Trustees of the State Training School for Girls, the Alabama Educational Television Commission, the Teachers' Retirement System, the Alabama Trade School and Junior College Authority and County or City Boards of Education.

JOHN W. PEMBERTON,
Clerk.

SIGNING OF BILLS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after its title had been publicly read at length by the Secretary of the Senate, signed the foregoing bill; the title of which is set out in the foregoing message from the House.

MESSAGE FROM THE HOUSE

Mr. President:

The Speaker of the House having signed the following House Bill, your signature thereto is requested:

H. 771. To amend Sections 3, 5 and 6 of Act No. 169, General Acts of Alabama 1945, page 285, effective August 22, 1945, as last amended, which sets the rates of the forest products severance tax and provides how the proceeds thereof shall be expended.

JOHN W. PEMBERTON,
Clerk.

SIGNING OF BILLS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after its title had been publicly read at length by the Secretary of the Senate, signed the foregoing bill; the title of which is set out in the foregoing message from the House.

MESSAGE FROM THE HOUSE

Mr. President:

The Speaker of the House having signed the following House Bills, and House Joint Resolution, your signature thereto is requested.

H. J. R. 109. Expressing regret upon the death of Mrs. Louise Knudsen Hamil of Mobile.

Also:

H. 353. To amend Act No. 640 adopted at the 1949 Regular Session of the Legislature of Alabama, which relates to the designation of a public corporation as the agency of a county for public hospital purposes, the use of the proceeds from county ad valorem taxes voted for public hospital purposes under any constitutional amendment, and the securities of such a public corporation and related matters, so as to provide that a county may designate such a public corporation as its agency for public hospital purposes in a portion only of the county and so as to provide that any pledge by such a public corporation for the benefit of its securities may be made of all or such portion of the proceeds of the said tax as may be lawfully pledged without violating any provision of the constitution.

Also:

H. 354. To amend Act No. 46 adopted at the 1949 Regular Session of the Legislature of Alabama, which provides for the incorporation in any county in this state of a public corporation for hospital purposes and specifies the powers of, and makes other provisions regarding such public corporations, so as to provide that more than one such corporation may be organized in the same county and so as to provide that the certificate of incorporation of any such corporation may limit the area in which the said corporation is to exercise its corporate functions to a portion only of the county in which it is organized.

Also:

H. 355. To amend Sections 1, 3, 4, 5, 7, 8, 9, 10, 11, 13, 16 and 19 of Act No. 107 enacted at the First Special Session of 1965 of the Legislature of Alabama, as heretofore amended, so as to make more adequate and specific provision for the acquisition, construction, improvement, operation and financing, by public corporations heretofore and hereafter organized under said act, of sanitary sewer systems, so as to make more specific provision for the amendment of certificates of incorporation of such public corporations, and so as to authorize the employment, by such public corporations, of officers, employees and agents without regard to any provisions of Act No. 217 (1967 Special Session) that might otherwise be applicable.

Also:

H. 113. To make it unlawful to entice children for immoral purposes or for the purpose of committing assaults; and prescribing penalties for violations of the Act.

Also:

H. 115. To amend Act No. 397, S. 279, Regular Session 1955 (Acts 1955, p. 932), an act defining the crime of indecent molestation of children and fixing the punishment therefor.

Also:

H. 55. To amend further Section 366 of Title 52, Code of Alabama 1940, as amended, which relates to the teachers' retirement system so as to provide further disability retirement benefits for members.

Also:

H. 122. To further amend Section 1, Act No. 817, H. 298, Regular Session 1961, as amended by H. B. 52, Regular Session 1965, as approved August 26, 1965.

Also:

H. 915. To amend further Code of Alabama 1940, Title 28, Section 321, which relates to the state insurance fund; providing for purchase of reinsurance by the director of finance and collection of agents' commissions thereon.

Also:

H. 978. To authorize, regulate and provide for the payment by the State of Alabama of compensation to the surviving dependents of any Alabama national guardsman who is killed or whose death results from an injury received while he is engaged in the performance of his duties in quelling riots, routs, or civil disturbances; to designate the state board of adjustment as the state agency or awarding authority to hear, determine and order the payment of claims for compensation hereunder; to make an appropriation for payment of awards.

Also:

H. 750. To amend Section 1 of Act No. 833, S. 128, Regular Session 1965, an Act relating to a health insurance plan for employees of the State of Alabama.

JOHN W. PEMBERTON,
Clerk.

SIGNING OF BILLS AND HOUSE JOINT RESOLUTIONS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the foregoing bills and House Joint Resolution; the titles of which are set out in the foregoing message from the House.

MESSAGE FROM THE HOUSE

Mr. President:

The Speaker of the House having signed the following House Bills, your signature thereto is requested:

H. 177. To revise and amend Section 18 of Title 36 of the Code of Alabama of 1940 as amended, relating to "Right of way" of motor vehicles.

Also:

H. 178. To amend Title 51, Section 231, Code of Alabama, 1940, allowing State, counties, cities and towns to file suit to collect taxes and allowing tax collector of county to file in own name for taxes due such agencies for which they are responsible to collect the tax.

Also:

H. 700. To make an appropriation for payment of court costs, expenses and attorneys fees incurred in the defense of cases involving Health, Education and Welfare "Guidelines" in Education.

Also:

H. 157. To amend Code of Alabama, Title 13, Section 78, relating to the Marshal and Librarian of the Supreme Court.

Also:

H. 694. To make an appropriation from the State General Fund to the State Building Commission for additions, remodeling and renovations of the Governor's Mansion at Gulf Shores, Alabama.

Also:

H. 72. To amend further Act No. 422, H. 325, Regular Session 1951, an act known as "The Alabama Real Estate License Law of 1951."

Also:

H. 69. To regulate further the office of judge of the circuit court of the twenty-seventh judicial circuit; to authorize and create an additional judgeship of the twenty-seventh judicial circuit; to provide for the election, jurisdiction, powers, duties, authority and qualifications of the additional judge; to render him liable to all the pains and penalties of other circuit judges of the State; and to provide for and fix the salary of the judges of said circuit.

Also:

H. 483. To authorize and direct the Board of Nursing created under Act No. 867, S. 210, Regular Session 1965 (Acts 1965, P. 1615) to conduct a survey and study of nursing and nursing education and needs, establishing procedures for such survey and study and making appropriations therefor.

Also:

H. 318. To provide exemptions from taxation for certain plants and industries.

Also:

H. 633. To provide for civil service regulations to govern employees of the state institution located at Tuscaloosa known as Hale Memorial Hospital.

Also:

H. 263. To provide that agents or employees of the department of revenue designated in writing by the commissioner of revenue shall be peace officers of the State of Alabama with police power to enforce the provisions of the revenue laws of this State; to provide for an arrest fee of five dollars ($5.00) and the disposition thereof.

Also:

H. 368. To amend Sections 4 and 5 of Act No. 104, H. B. 148, First Special Session 1956 (Acts 1956, p. 148), an act authorizing and providing for the planning, designation, establishment, use, and regulation of controlled access highways.

JOHN W. PEMBERTON,
Clerk.

SIGNING OF BILLS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the foregoing bills; the titles of which are set out in the foregoing message from the House.

MESSAGE FROM THE HOUSE

Mr. President:

The Speaker of the House having signed the following House Joint Resolutions, your signature thereto is requested.

H. J. R. 111. Naming the Maurice "Casey" Downing Bridge.

Also:

H. J. R. 113. Expressing regret upon the death of Mr. Kenneth Underwood, Sr.

Also:

H. J. R. 115. Expressing appreciation to the Honorable Roland R. Faulk, former member of the House of Representatives.

JOHN W. PEMBERTON,
Clerk.

SIGNING OF HOUSE JOINT RESOLUTIONS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles

had been publicly read at length by the Secretary of the Senate, signed the foregoing House Joint Resolutions; the titles of which are set out in the foregoing message from the House.

MESSAGE FROM THE HOUSE

Mr. President:

The Speaker of the House having signed the following House Bills, your signature thereto is requested:

H. 503. To create a board of trustees to manage and control Troy State College; to prescribe the powers, duties, authority, and compensation of the board; to provide for the appointment and prescribe the term of office of members thereof; to divest the state department of education of all jurisdiction, power and authority with respect to the supervision, management and control of said college; and to provide for the transfer from said state department of education to the board of trustees of Troy State College of all supplies, funds, books, documents, records and other property or effects of such college.

Also:

H. 541. To create a board of trustees to manage and control Livingston State College; to prescribe the powers, duties, authority, and compensation of the board; to provide for the appointment and prescribe the term of office of members thereof; to divest the state department of education of all jurisdiction, power and authority with respect to the supervision, management and control of said college; and to provide for the transfer from said state department of education to the board of trustees of Livingston State College of all supplies, funds, books, documents, records and other property or effects of such college.

JOHN W. PEMBERTON,
Clerk.

SIGNING OF BILLS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the foregoing bills; the titles of which are set out in the foregoing message from the House.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Report of the Committee on Conference on the disagreement of the two Houses, on the Senate Amendment to the bill, H. 465. Said report of said Conference Committee being in words and figures as follows:

REPORT OF COMMITTEE OF CONFERENCE ON H. B. NO. 465

We, the following members of the committee of conference on the part of the House and Senate, recommend to both houses that the following amendments be adopted and that the House otherwise accede to the Senate amendments:

Amend House Bill 465 by deleting the words and figures seventeen (17) where they appear in sub-sections d and e of Section 9 and substituting in lieu therefor the words and figures sixteen (16), and

by deleting the figure 1500 in sub-section a(1) of Section 9 and substituting therefor the figure 1200.

Hugh D. Merrill
Alonzo Shumate
Tom Drake
O. J. (Joe) Goodwyn
Fred C. Folsom
C. C. (Bo) Torbert, Jr.

The vote being: Yeas 60; Nays 0. And said bill:

H. 465. To amend Act No. 78, S. 72, Special Session 1961 (Acts 1961, p. 1955) an act regulating the teaching and practice of cosmetology in any county having a population of less than 600,000, according to the last or any subsequent federal decennial census and creating a State Board of Cosmetology, so as to regulate further such teaching and practices and the registration and license fees therefor.

as amended by the report of the Committee on Conference was again read at length and passed by a vote of Yeas: 59; Nays 0.

And said bill, together with the Committee of Conference Report is herewith sent to the Senate for its consideration.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

On motion of Mr. Goodwyn, the Senate concurred in and adopted the Report of the Committee on Conference on the disagreement of the two Houses on the Senate amendment to the Bill, H. B. 465, the title of which and said Conference Report are set out in the foregoing Message from the House.

Yeas 30; Nays 0.

Yeas:

Messrs.:	Dominick	Leonard	Pierce	
Albea	Engel	Lindsey	Radney	
Bailes	Giles	McCarley	Skidmore	
Branyon	Givhan	McDermott	Stone	
Carr	Goodwyn	Morrow	Torbert	
Childs	Harris	Nabors	Turner	
Clark	Hawkins	O'Bannon	Vacca	
Cooper	Jackson	Pelham		—30

Nays: —0

And said Bill, H. B. 465, as thus amended by the Conference Report, was again read at length and passed.

Yeas 31; Nays 0.

Yeas:

Messrs.:	Childs	Folsom	Hawkins
Albea	Clark	Giles	Jackson
Bailes	Cooper	Givhan	Leonard
Branyon	Dominick	Goodwyn	Lindsey
Carr	Engel	Harris	McCarley

McDermott	O'Bannon	Radney	Torbert
Morrow	Pelham	Skidmore	Turner
Nabors	Pierce	Stone	Vacca

—31

Nays: —0

MESSAGE FROM THE HOUSE

Mr. President:

The House has non-concurred in the Senate amendment to the bill:

H. 704. To enable and authorize any bank organized and operating under the laws of Alabama, having its principal place of business in DeKalb County, Alabama, or having a branch office or branch place of business in said county, with the approval of the Superintendent of Banks of the State of Alabama; to establish one branch bank or branch office in said County.

And requests a Committee of Conference, and the Speaker of the House has named as a Committee of Conference on the part of the House Messrs. Beck, Meade and Snodgrass.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

On motion of Mr. Stone, the Senate acceded to the request of the House for a Committee on Conference on the disagreement of the two Houses on the Senate amendment to the Bill, H. B. 704, the title of which is set out in the foregoing Message from the House.

And the President and Presiding Officer of the Senate appointed Messrs. Stone, Clark and Giles as Conferees on part of the Senate.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House Bill:

H. 970. To amend Section 2 of Act No. 706, H. 1117, Regular Session 1965, which applies only to counties having populations of not less than 96,000 nor more than 106,000 according to the most recent federal decennial census; further regulating the compensation and allowances of deputies of the sheriff of all such counties.

JOHN W. PEMBERTON,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House Bill:

H. 854. An act providing for the regulation of junkyards along the Interstate and Primary Systems; restricting locations; licensing; screening; acquisition; penalties.

JOHN W. PEMBERTON,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House Bill:

H. 175. To amend Section 5 of Act No. 181 adopted at the regular session of the legislature of Alabama, 1957 Session, on August 7, 1957, providing for the compensation of the members of the County Commission of Mobile County.

JOHN W. PEMBERTON,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House Bill:

H. 488. To fix the compensation or salary of the Register of the Circuit Court in all counties having a population of not less than 300,000 nor more than 500,000, according to the last or any subsequent Federal decennial census, and to provide for the payment thereof.

JOHN W. PEMBERTON,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and adopted the following House Joint Resolution and sends same herewith to the Senate for its consideration:

By Messrs. Smith (P), Harris and Hobbie:

H. J. R. 119. WHEREAS, a reputable firm of certified public accountants has made a study of the accounting procedures of the Milk Control Board and has found several deficiencies in these procedures; and

WHEREAS, these inadequacies in accounting procedures have caused severe public criticism of the Milk Control Board and a loss of confidence in the Board by members of the dairy industry, who provide all the operating funds for the board; and

WHEREAS, the Milk Control Board should establish high standards of conduct so that its reputation among members of the milk industry and the general public will be without blemish.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF ALABAMA, THE SENATE CONCURRING, That the Milk Control Board is requested to establish and maintain rigid accounting procedures for the expenses and pay of members and employees and that the Board specifically: (a) require on all expense accounts a statement of the purpose for which the expense is incurred; a statement that the expense is made solely in relation to board functions, and the attachment thereto of readily available receipts such as hotel bills and similar items; (b) require a written explanation of telephone charges to show that the calls are for board business; (c) require that when one of the pre-numbered vouchers, which are used to request pay-

ment by the comptroller, is voided or not used for some reason there is substituted in its place an unnumbered voucher with the same number typed in at the time the voucher is filled out.

BE IT FURTHER RESOLVED That the Board is requested to take all other necessary precautions to insure that there are no abuses of expense accounts or per diem allowances of members or employees.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

On motion of Mr. Morrow, the Rules were suspended and the Resolution, H. J. R. 119, set out in the foregoing Message from the House, was concurred in and adopted by the Senate.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House Bill:

H. 823. To levy in each county of the State having a population of 500,000 or more, according to the last or any subsequent federal census, a privilege or license tax, generally paralleling the State sales tax, upon persons engaged in said county in the business of selling tangible personal property at retail or conducting places of amusement or entertainment or engaged in said county in any business subject to the State sales tax, and to levy an excise tax, generally paralleling the State use tax, on the storage, use or other consumption in said county of tangible personal property purchased at retail, to provide that the said privilege or license tax is required to be passed on to the consumer or purchaser at retail, to the extent provided for in this act; to provide for the making of reports or returns and the keeping of records with respect to the taxes herein levied; to provide that the exemptions applicable to the State sales tax statutes and the State use tax statutes, as said statutes may from time to time be amended, shall be applicable respectively to the said privilege or license tax and the said excise tax, to confer power to administer the act upon the Commissioner of Licenses or other officer or employee of said county charged with the duty of collecting county business license taxes or other license taxes now or hereafter required by law to be paid; to provide for the collection of the taxes levied by this act; to authorize the said Commissioner of Licenses, or other county officer or employee collecting said business license taxes or other license taxes, as aforesaid, to enforce such collection by civil suit, injunction, and accounting, or any of them; to provide that the taxes levied by this act shall constitute a lien and to provide that such lien shall be superior to all other liens except the liens of ad valorem taxes, other license taxes, and municipal assessments; to provide for the enforcement of the lien of the taxes levied by this act; to provide that any taxpayer dissatisfied with the assessment made against him with respect to any such tax may appeal from the assessment to the Circuit Court of the county, sitting in equity, and to prescribe the procedure on such appeal; to provide that the proceeds collected each month from the taxes herein levied shall be divided into two equal shares; to provide that the first such one-half share, after payment into the general treasury of the county of a specified percentage to compensate the county for the administrative, collection, and enforcement expenses relating to such taxes, shall be paid into the County Indigent Care Fund created in Section 14 of Act No. 387 enacted at the 1965 Regular Session of the Legislature of Alabama; to provide that of such remaining one-half share, the first $100,000 collected each

such month shall be paid to the public corporation created in such county by Act No. 547 enacted at the 1965 Regular Session of the Legislature of Alabama for the purpose of establishing, constructing, maintaining and operating a civic center in the county seat of said county, for the payment to such public corporation of a certain additional portion of such one-half share, not exceeding $100,000, per month, in the event the proceeds from certain other specified taxes paid to such corporation during such month are less than $100,000, also for the payment each month out of the balance remaining an amount equal to twenty-two percent (22%) of such remaining one-half share to the treasurer or other custodian of funds for the Board of Health of any such county, and for the payment of the balance of such one-half share into the general treasury of said county; to repeal Sections 2 to 13, inclusive, of Act No. 387 enacted at the 1965 Regular Session of the Legislature of Alabama; and to provide an effective date.

JOHN W. PEMBERTON,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House Bills:

H. 910. To apply only in counties having populations of not less than 16,150 nor more than 17,350; providing expense allowances for tax assessors of such counties.

Also:

H. 909. To apply only in counties having populations of not less than 16,150 nor more than 17,350; providing expense allowances for tax collectors of such counties.

JOHN W. PEMBERTON,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House Bill:

H. 840. To amend Section 3.05 and Section 3.06 of Act No. 452, H. 974, Regular Session of the Legislature of Alabama 1955, approved September 9, 1955 (Acts of 1955, Page 1004), as amended, providing a Mayor-Council form of government for cities having a population of 300,000 or more, according to the last or any subsequent census.

JOHN W. PEMBERTON,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House Bill:

H. 804. To alter or rearrange the boundary lines of the Town of Springville, St. Clair County, Alabama, so as to include within the corporate limits of said town all territory now within such corporate limits, and also certain other territory in St. Clair County, Alabama.

JOHN W. PEMBERTON,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House Bill:

H. 599. To amend further Section 89 of Title 36, Code of Alabama (1940), as amended, which limits the size and weight limits of motor vehicles and loads, and prescribes exemptions therefrom.

JOHN W. PEMBERTON,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House Bill:

H. 832. To authorize the governing body of any county of the State having a population of 500,000 or more, according to the last or any subsequent Federal census, to levy a business or privilege tax upon any business, vocation, occupation, calling or profession for which a license or privilege tax is not required for either the State of Alabama or the county by the laws of the State of Alabama, and to limit the amount of any such business or privilege tax.

JOHN W. PEMBERTON,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House Bill:

H. 650. To create a board of trustees to manage and control Florence State College; to prescribe the powers, duties, authority, and compensation of the board; to provide for the appointment and prescribe the term of office of members thereof; to divest the state department of education of all jurisdiction, power and authority with respect to the supervision, management and control of said college; and to provide for the transfer from said state department of education to the board of trustees of Florence State College of all supplies, funds, books, documents, records and other property or effects of such college.

JOHN W. PEMBERTON,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House Bill:

H. 540. To apply only in counties having populations of not less than 25,800 nor more than 26,700, according to the most recent federal decennial census, providing that the Board of Education of any such county is hereby authorized to expend public school funds for the purpose of purchasing a site and providing suitable and adequate office facilities for the county superintendent of education and the central office staff.

JOHN W. PEMBERTON,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House Bill:

H. 714. Relating to counties having a population of 600,000 or more according to the last or any succeeding federal census; and to provide for the allocation and distribution between and among said counties and the incorporated municipalities located therein of those portions of the net proceeds from the state gasoline excise tax that are allocated or apportioned to such counties and municipalities therein by sections 3, 4 and 5 of Act No. 224 adopted at the special session of the legislature of Alabama approved May 10, 1967; to repeal all laws or parts of laws in conflict herewith and to fix the effective date of this act.

JOHN W. PEMBERTON,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House Bill:

H. 530. To provide for an appeal from any decision of a Civil Service Board in cities having a population of not more than 33,000 nor less than 31,500 according to the most recent federal decennial census.

JOHN W. PEMBERTON,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House Bill:

H. 321. To create and establish the Alabama Council on the Arts, to provide for the appointment of its members, their qualifications, terms, duties, authority, and making an appropriation therefor.

JOHN W. PEMBERTON,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House Bill:

H. 496. To amend further Title 51, Sections 692, 697 and 703, Code of Alabama 1940, so as to make further provisions respecting licenses and registration fees on motor vehicles and trailers.

JOHN W. PEMBERTON,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House Bill:

H. 487. To fix the compensation or salary of the clerk of the circuit court in all counties having a population of not less than 300,000 nor more than 500,000, according to the last or any subsequent federal decennial census, and to provide for the payment thereof.

JOHN W. PEMBERTON,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the following Senate Joint Resolution and returns same herewith to the Senate:

S. J. R. 93. Relative to the death of Mr. Hatchett Chandler.

JOHN W. PEMBERTON,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has non-concurred in the Senate amendment to the bill:

H. 82. To provide that the disability or death of a firefighter caused by hypertension, heart disease or respiratory disease shall be considered as a service connected disability or death, subject to certain conditions prescribed in the Act, within the meaning of any laws which provide benefits for firefighters who, while employed by a municipality, are disabled in the line of duty or for the widow, children or other dependents of firefighters who, while employed by a municipality, are killed in the line of duty.

And requests a Committee of Conference, and the Speaker of the House has named as a Committee of Conference on the part of the House Messrs. Cameron, Marr and Springer.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

On motion of Mr. Pierce, the Senate acceded to the request of the House for a Committee on Conference on the disagreement of the two Houses on the Senate amendment to the Bill, H. B. 82, the title of which is set out in the foregoing Message from the House.

And the President and Presiding Officer of the Senate appointed as Committee on part of the Senate Messrs. Pierce, Torbert and Folsom.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and adopted the following House Joint Resolution and sends same herewith to the Senate for its consideration:

By Mr. Merrill:

H. J. R. 118. WHEREAS our beloved and highly respected Speaker, The Honorable Rankin Fite will celebrate his fifty-first birthday tomorrow, September first; and

WHEREAS Speaker Fite, who is currently serving his fourth term in the Legislature of Alabama and his second term as Speaker of the House, is a man whose wealth of experience and knowledge of governmental affairs have made his services invaluable to this State; and

WHEREAS today is the last day of this regular session of the Legislature, and Mr. Fite will be able to return to his home and family to celebrate his birthday tomorrow, now therefore

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING That we wish Speaker Fite the happiest of birthdays and we heartily extend to him all best wishes for a joyous and gala celebration.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

On motion of Mr. Cooper, the Rules were suspended and the Resolution, H. J. R. 118, set out in the foregoing Message from the House, was concurred in and adopted by the Senate.

MESSAGE FROM THE HOUSE

Mr. President:

The House has passed the following Senate bills and returns same herewith to the Senate:

S. 86. To amend Code of Alabama, Title 13, Section 79, relating to Assistant Marshal and Librarian of the Supreme Court of Alabama.

Also:

S. 88. To amend Code of Alabama, Title 13, Sections 49, 51, and 57, relating to the Clerk of the Supreme Court.

Also:

S. 91. To propose and provide for the submission of an amendment to the Constitution of Alabama providing for the amendment of Article 6, Section 164 of the Constitution of Alabama relative to the Clerk of the Supreme Court.

JOHN W. PEMBERTON,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has passed the following Senate bill and returns same herewith to the Senate:

S. 561. To further amend Section 27, Title 17, Code of Alabama, 1940 as amended, in relation to the meeting days of boards of registrars and validating and confirming expenditures heretofore made.

JOHN W. PEMBERTON,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has passed the following Senate bills and returns same herewith to the Senate:

S. 125. Relating to motor vehicles, requiring that seat safety belts and anchors sold or installed for use in connection with the operation of motor vehicles on any highway in this state meet specifications prescribed by the Department of Public Safety; and prescribing penalties for violation of this Act.

Also:

S. 129. To revise and amend Section 58 (34) of Title 36 of the Code of Alabama (1940), relating to the safety glazing material in motor vehicles.

Also:

S. 116. To provide that all motor vehicles entering an Interstate Highway or limited access highway shall yield the right-of-way to vehicles traveling upon such highway, and to authorize the State Highway Department to erect traffic control signs at intersections of such highways.

JOHN W. PEMBERTON,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has passed the following Senate bills and returns same herewith to the Senate:

S. 320. To amend Act No. 720, H. 231, approved September 17, 1953 (Acts 1953, v. 2, p. 974), an act prohibiting certain public employees from participating in labor unions or labor organizations, so as to make further provisions respecting the employees of Bryce Hospital, Searcy Hospital, and Partlow State School.

Also:

S. 119. To amend Section 58 (2) of Title 36, of the 1940 Code of Alabama (as amended).

JOHN W. PEMBERTON,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has passed the following Senate bill and returns same herewith to the Senate:

S. 96. To amend Section 11 of Act No. 100 (S. 68), Regular Session of the Legislature of 1959, approved June 24, 1959, General Acts of 1959, an act relating to the Board of Dental Examiners of Alabama.

JOHN W. PEMBERTON,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has amended as therein shown and as amended has passed the following Senate bill and returns same herewith to the Senate:

S. 259. To amend further Section 440 of Title 37 of the Code of Alabama, 1940, as amended, relating to municipal operations.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

On motion of Mr. McDermott, the Senate concurred in and adopted the following House amendment to the Bill, S. B. 259, the title of which is set out in the foregoing Message from the House, to-wit:

AMENDMENT TO S. B. 259

Amend S. B. 259 Section 1 as follows:

In line 13 delete the words "twelve thousand dollars" and substitute in lieu thereof the words "six thousand dollars a year;"

In line 15 delete the words "seven thousand two hundred dollars" and substitute in lieu thereof the words "five thousand dollars a year;"

In lines 17 and 18 delete the words "four thousand eight hundred dollars" and substitute in lieu thereof the words "two thousand five hundred dollars"

In line 20 delete the words "three thousand six hundred dollars" and substitute in lieu thereof the words "one thousand five hundred dollars."

AMENDMENT TO S. B. 259, AS AMENDED

In Section 1, 2d paragraph, after the clause beginning with the words and figures "In cities having twenty-five thousand population" insert the following: provided, that in cities having populations of not less than 35,000 nor more than 55,000, according to the last Federal census, the minimum salary of the mayor shall be twelve thousand dollars per annum;

AMENDMENT TO S. B. 259, AS AMENDED

In Section 1, 2nd paragraph, after the clause beginning with the words and figures "In cities having ten thousand and up to twenty-five thousand population", insert the following:

"provided, that in cities having populations of not less than 10,000 nor more than 10,500 according to the last federal census, the minimum salary of the mayor shall be seven thousand two hundred dollars per annum."

Yeas 25; Nays 0.

Yeas:

Messrs.:	Giles	Lindsey	Oden	
Branyon	Givhan	Lolley	Pelham	
Carr	Goodwyn	McDermott	Pierce	
Childs	Harris	Morrow	Radney	
Clark	Hawkins	Nabors	Turner	
Cooper	Jackson	O'Bannon	Vacca	
Dominick	Leonard			—25

Nays: —0

MESSAGE FROM THE HOUSE

Mr. President:

The House has amended as therein shown and as amended has passed the following Senate Bill and returns same herewith to the Senate:

S. 99. To authorize, provide for and regulate the reimbursement out of the state treasury of certain of the expenses incurred by judges of Alabama courts in attending and participating in the National College of State Trial Judges of Reno, Nevada; and to make a continuing appropriation therefor.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

On motion of Mr. Engel, the Senate concurred in and adopted the following House amendment to the Bill, S. B. 99, the title of which is set out in the foregoing Message from the House, to-wit:

AMENDMENT TO S. B. 99

Amend S. B. 99 by striking in its entirety therefrom Section 3 of said bill and inserting in lieu thereof the following:

"Section 3. For the purposes of reimbursing Alabama judges for the expenses incurred in attending the National College of State Trial Judges, as hereinabove authorized, the sum of three thousand dollars ($3,000.00), or so much thereof as is needed, is hereby appropriated from any funds in the state treasury, not otherwise appropriated, for the fiscal year ending September 30, 1968 and for the fiscal year ending September 30, 1969."

Yeas 25; Nays 0.

Yeas:

Messrs.:	Engel	Jackson	O'Bannon	
Adams	Giles	Leonard	Pelham	
Albea	Gilmore	Lindsey	Stone	
Childs	Givhan	Lolley	Torbert	
Clark	Goodwyn	McDermott	Turner	
Cooper	Harris	Nabors	Vacca	
Dominick	Hawkins			—25

Nays: —0

MESSAGE FROM THE HOUSE

Mr. President:

The House has passed the following Senate Bills and returns same herewith to the Senate:

S. 309. To amend further Sections 660 and 663, Chapter 6, Title 2, Code of Alabama 1940, as amended, relating to the state soil conservation committee so as to change the name of the committee, the location of its office, and to provide further for the application of the provisions of this chapter.

Also:

S. 203. To make an additional appropriation to the Division of Forestry of the Department of Conservation for the fiscal year ending September 30, 1967

JOHN W. PEMBERTON,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House Bill:

H. 632. To apply only to counties having a population of not less than 600,000 inhabitants according to the most recent federal decennial census; Providing for the appointment of reserve deputies sheriff; defining said reserve deputies sheriff, and providing for the qualification, authority, duties, compensation, bond and term of office of such reserve deputies sheriff, and providing for the use of county equipment, and liability of sheriff for acts of said reserve deputies sheriff.

JOHN W. PEMBERTON,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House Bill:

H. 140. To further regulate the Probate Court and Office of the Judge of Probate in all counties having a population of 600,000 or more according to the last or any subsequent federal decennial census; to provide for and create the office of Assistant Judge of Probate of such Probate Court and Office of Judge of Probate; to authorize and empower the Judge of Probate of such counties to delegate duties and authority to such officer, and to prescribe further the authority, power and duties of such office, and to further provide for such office and the duties, authority and compensation for such office.

JOHN W. PEMBERTON,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House Bill:

H. 587. Relating to Tuscaloosa County; declaring motor vehicles, guns, rifles, ammunition and hunting equipment used in illegal nighttime deer hunting in the county to be contraband; and providing for the condemnation and sale thereof for the benefit of the game and fish fund.

JOHN W. PEMBERTON,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House Bill:

H. 553. To alter and re-arrange the boundaries of the town of Centreville, Bibb County, so as to annex certain territory to the town.

JOHN W. PEMBERTON,
Clerk.

RECESS

At 7:05 P. M., on motion of Mr. Morrow, the Senate took a recess until 8:30 o'clock tonight.

The recess period having expired, the Senate was called to order by Lieutenant Governor Brewer.

ROLL CALL

Present:

Messrs.:	Dominick	Jackson	Oden
Adams	Engel	Leonard	Pelham
Albea	Folsom	Lindsey	Pierce
Bailes	Giles	Lolley	Radney
Branyon	Gilmore	McCarley	Skidmore
Carr	Givhan	McDermott	Stone
Childs	Goodwyn	Morrow	Torbert
Clark	Harris	Nabors	Turner
Cooper	Hawkins	O'Bannon	Vacca

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FURTHER CONSIDERATION OF S. R. 113

The Senate proceeded to further consideration of the Resolution, S. R. 113, as amended. The question was on the amendment offered by Mr. Morrow.

BILLS ON THIRD READING RESUMED

The Bill:

H. 3. To amend Section 1, Act No. 931, Acts of Alabama 1951, page 1599, approved September 12, 1951.

Was read a third time at length and passed.

Yeas 27; Nays 0.

Yeas:

Messrs.:	Cooper	Leonard	Pelham
Adams	Dominick	Lindsey	Pierce
Albea	Engel	Lolley	Radney
Bailes	Gilmore	McCarley	Skidmore
Branyon	Givhan	McDermott	Stone
Carr	Harris	Morrow	Torbert
Clark	Hawkins	Nabors	Turner

—27

Nays: —0

The Bill:

H. 642. To amend Code of Alabama 1940, Title 52, Section 298, in relation to the minimum age at which children may enter school.

Was read a third time at length and passed.

Yeas 25; Nays 0.

Yeas:

Messrs.:	Clark	Lolley	Pierce	
Adams	Engel	McCarley	Radney	
Albea	Gilmore	McDermott	Skidmore	
Bailes	Givhan	Morrow	Stone	
Branyon	Hawkins	Nabors	Torbert	
Carr	Leonard	Pelham	Turner	
Childs	Lindsey			—25

Nays: —0

MESSAGE FROM THE HOUSE

Mr. President:

The House has amended as therein shown and as amended has passed the following Senate Bill and returns same herewith to the Senate:

S. 373. To amend Title 8, Section 183, Code of Alabama 1940, which pertains to the State Park Fund.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

On motion of Mr. Carr, the Senate concurred in and adopted the following House amendment to the Bill, S. B. 373, the title of which is set out in the foregoing Message from the House, to-wit:

AMENDMENT TO S. B. 373

Amend S. B. 373 by striking the whole of Section 1 and inserting in lieu thereof the following:

"Section 1. Title 8, Section 183, Code of Alabama 1940, is hereby amended so as to read as follows:

"Section 183. There shall be a State Park Fund. All monies received from gifts or bequests or from county, municipal or federal appropriations or monies appropriated by the State of Alabama shall be deposited in the treasury to the credit of said Fund. The said fund hereby created shall be used and expended by the director of conservation in accordance with the terms of the gift, bequest, appropriation, or donation from which said monies are derived, and in the absence of any such terms or stipulations, shall be expended by the director of conservation in furtherance of any of the provisions of this chapter. All expenses of the division of state parks of the department of conservation, including its pro rata portion of administrative expenses of said department, shall be payable from said fund on the requisition of the director of conservation. Provided, however, no funds shall be withdrawn nor expended for any purpose whatsoever unless the same shall have been allotted and budgeted in accordance with the provisions of Title 55,

Chapter 4, Article 3 of the Code of Alabama of 1940, and only in the amounts and for the purposes provided by the legislature in the general appropriation bill. In addition to the State Park Fund, there is also hereby created and established a fund to be known as the State Park Revolving Fund, which Fund shall be constituted from all monies, received for admissions charged, or rentals, sale of goods or services, and such other miscellaneous charges collected by the Department of Conservation in the operation of its state parks, monuments, historical sites and other facilities. The director of conservation, with the approval of the State Department of Finance, is authorized and empowered to provide for and open an account or accounts at any state or federal bank whose deposits are insured within the State of Alabama for the purpose of providing a depository or depositories for said revolving fund. The director of conservation is further authorized and empowered to draw on or make expenditures from said revolving fund for the purchase of goods for resale, equipment purchases, payment of utilities, salaries of employees, and any other normal operating cost of park facilities, including normal maintenance cost. Said revolving fund shall be subject to examination and audit as other funds of the state are examined and audited. The director of conservation, with the approval of the State Department of Finance and the Chief Examiner of Accounts, will, by regulation, provide the procedure for making deposits and withdrawals from said revolving fund, together with such other accounting procedures as may be needed, including the setting of bonds for persons empowered to handle said fund. The director of conservation, with the approval of the Governnor, may, at the close of any state fiscal year, transfer to the state parks fund from said revolving fund such monies as may be deemed excess to the purpose or purposes of the revolving fund. Provided, however, that funds heretofore accruing to the State Parks Fund from admissions charged, or rentals, or sale of goods or services in support of the appropriations to the Division of State Parks for the biennium ending September 30, 1969, shall not be deposited in said revolving fund, created herein, until said funds shall be sufficient to meet the appropriations made for the biennium ending September 30, 1969."

Yeas 27; Nays 0.

Yeas:

Messrs.:	Engel	Jackson	Nabors
Adams	Folsom	Leonard	Pierce
Albea	Giles	Lindsey	Radney
Carr	Gilmore	Lolley	Skidmore
Childs	Givhan	McCarley	Stone
Clark	Harris	McDermott	Torbert
Cooper	Hawkins	Morrow	Turner

—27

Nays: —0

REPORT OF COMMITTEE ON ENROLLED BILLS

Mr. President:

Your Standing Committee on Enrolled Bills begs leave to report that said Committee, in session, has compared the following enrolled Senate Bills with the original Senate Bills, respectively, and finds same correctly enrolled, to-wit:

S. 56. To regulate the rate of assessing property for taxation and repeal conflicting laws.

Also:

S. 179. To require law enforcement officers to report all arrests of persons charged with certain sex offenses and all courts having jurisdiction of such offenses to report all convictions therein of such offenses to the state department of public safety; to require the state department of public safety to adopt and maintain a system of registering or recording and indexing such information and making it available only to duly constituted law enforcement officers for the purpose of apprehending and convicting sex offenders and preventing and curtailing sex crimes; and to prescribe penalties.

Also:

S. 180. To require certain sex offenders to register with the sheriff of the county where they reside; to require and provide for maintenance of registers or rosters of persons registering under this act by the several sheriffs and by the state department of public safety; and to prescribe the punishment for wilful failure or refusal to so register.

Also:

S. 492. To further amend Section 1 of Act No. 511, H. 610, Regular Session 1963, an Act fixing the compensation of District Attorneys payable from the State treasury, as last amended by Act No. 264, S. 96, Special Session 1966.

Also:

S. 502. To provide, in any county of the State of Alabama having a population of not less than 115,000 or more than 160,000, according to the last or any subsequent decennial census for the incorporation of an authority to lease or own or otherwise acquire and provide, control and operate coliseums, parks, exhibits, exhibitions, fairgrounds and other installations, facilities, and places for the amusement, entertainment, recreation, and cultural development of the citizens of said county; to provide for the management of said authority by a board of directors; to provide for the appointment, and term of office and removal of said directors; to provide for the powers of such authority; to authorize the county, or any city within such county, to lease or sell and convey to the authority real or personal property; to provide for the terms and conditions on which said authority may conduct, operate, manage or promote amusements or recreational activities; to empower such authority to construct or acquire recreational facilities and installations for amusement; to empower the authority to borrow money and issue bonds and execute mortgages or other conveyances as security for money so borrowed; to authorize the county or any city within said county to make appropriations or to lend money to the authority; and to accord the authority exemption from State, county and city taxation.

Also:

S. 508. To abolish the Board of Revenue of Autauga County and to create in lieu thereof the Board of Revenue and Control; to name and designate the chairman and first members of the board created herein and to provide for the election of their successors; to define the authority, powers and duties of the board and to prescribe the qualifications, terms and compensation of its members; to repeal conflicting laws including Sections 1, 5 and 6 of Act No. 222, H. 317, approved January 27, 1879 (Acts 1878-1879, p. 248), an act establishing the Board of Revenue of Autauga County and all amendatory acts thereto, and Act No. 110, S. 235, approved January 28, 1891 (Acts 1890-1891, p. 252), an act providing for the election of the Board of Commissioners of Autauga County, and Act No. 81, H. 329, approved July 7, 1947 (Local Acts 1947, p. 58), authorizing a contingent fund; and to provide for a referendum.

Also:

S. 222. To amend Section 366 and Section 369 of Title 52 of the Code of Alabama of 1940, as amended, which relates to the Teachers' Retirement System.

Also:

S. 562. To apply only in counties having populations of not less than 28,500 nor more than 30,550, providing further for the compensation of members of the county board of education in all such counties.

Also:

S. 563. To apply only in counties having populations of not less than 28,500 nor more than 30,550, making further provisions for fixing the compensation of the county superintendent of education.

RICHARD DOMINICK,
Chairman.

SIGNING OF BILLS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the foregoing bills; the titles of which are set out in the foregoing report from the Committee on Enrolled Bills.

REPORT OF COMMITTEE ON ENROLLED BILLS

Mr. President:

Your Standing Committee on Enrolled Bills begs leave to report that said Committee, in session, has compared the following enrolled Senate Bills with the original Senate Bills, respectively, and finds same correctly enrolled, to-wit:

S. 95. To prohibit certain operations in proximity to high voltage electrical power lines and prescribe the punishment therefor.

Also:

S. 81. To designate Hematite as the official mineral of the State of Alabama.

Also:

S. 302. To provide that a dog guide may accompany a blind person in any place of public accommodation or public conveyance; to provide that violation of this Act shall be a misdemeanor.

RICHARD DOMINICK,
Chairman.

SIGNING OF BILLS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the foregoing bills; the titles of which are set out in the foregoing report from the Committee on Enrolled Bills.

REPORT OF COMMITTEE ON ENROLLED BILLS

Mr. President:

Your Standing Committee on Enrolled Bills begs leave to report that said Committee, in session, has compared the following enrolled Senate Bills with the original Senate Bills, respectively, and finds same correctly enrolled, to-wit:

S. 9. To amend Code of Alabama 1940, Title 36, Section 15, which relates to drivers of motor vehicles following other vehicles, so as to increase the distance which the driver of a truck must maintain between his truck and the truck which he is following.

Also:

S. 100. Relating to counties having populations of not less than 300,000 nor more than 500,000; fixing the compensation of the judges of probate of such counties.

Also:

S. 158. To amend further Section 186 of Title 14, Code of Alabama 1940, which prescribes penalties for unlawful use, transportation, possession and sale of pistols.

Also:

S. 182. To provide that insureds or other beneficiaries of insurance policies, subscribers to or other beneficiaries of medical hospital or hospital and medical service plans and contracts, shall, when visual services are offered, have freedom of choice of practitioner in the performance of services which are within the lawful scope of the practice of optometry.

Also:

S. 184. Relating to civil remedies and procedure; to provide for enjoining the unauthorized or unlawful practice of professions, occupations, or callings, and providing for retrospective operation of the Act.

Also:

S. 185. Relating to the administration of public assistance programs for the visually handicapped, prohibiting discrimination, and providing a remedy for violations.

Also:

S. 266. To validate in certain cases elections heretofore held in municipalities or counties for the purpose of authorizing any special tax under the Constitution.

Also:

S. 268. To validate, in certain cases, municipal corporations attempted to be organized under the laws of Alabama and invalid because of any irregularity in the procedure for incorporation.

Also:

S. 272. To validate in certain cases elections heretofore held in municipalities or counties on the question of the issuance of bonds.

Also:

S. 273. To amend Act No. 484, H. 561, Regular Session 1957 (Acts 1957, p. 669), entitled "An Act to validate, in certain cases, industrial development boards attempted to be organized under the provisions of Act No. 648 adopted at the 1949 Regular Session of the Legislature of Alabama, as amended, and invalid because of any irregularity in the procedure for incorporation."

Also:

S. 297. To apply only in counties having populations of not less than 300,000 nor more than 500,000, fixing the compensation of the assistant chief deputy sheriff of any such county and repealing conflicting laws.

Also:

S. 381. To amend Code of Alabama 1940, Title 46, Sections 195 and 205, relating to the state board of optometry, the renewal of licenses by optometrists, and the use of the proceeds of license or registration fees.

Also:

S. 395. To supplement the Workmen's Compensation Act of Alabama; to provide compensation for injured workmen and dependents of deceased workmen; and without limiting the comprehensiveness and generality of the foregoing, to supplement Chapter 5, Title 26, Code of Alabama 1940, as amended, known as the Workmen's Compensation Act of Alabama, by adding thereto the following to be designated as Article 2B of said chapter prescribing the liability of an employer to make compensation by way of damages for disablement or death of an employee caused by occupational exposure to radiation which arises out of and in the course of his employment; declaring said occupational exposure to radiation is to be regarded as an accident without regard to negligence of the employer and providing for acceptance of the provisions hereof by election and for the enforcement of such liability, modifying common law, contractual, and statutory remedies in such cases, regulating procedure for determination of such liability and the compensation payable and providing a period of limitation for filing suits on claims arising from occupational exposure to radiation.

Also:

S. 404. To create a special fund in the state treasury for deposit of certain gifts or cash donations made to the state department of archives and history and to designate it the "Memorial Fund—Department of Archives and History"; to authorize and regulate the use and expenditure of such fund; and to designate gifts payable to such fund as gifts to the State of Alabama for income tax purposes.

Also:

S. 407. To amend further Section 1 of Act No. 936, H. 652, Regular Session 1951 (Acts 1951, p. 1605), an Act relating to Supernumerary Circuit Judges, so as to regulate further their compensation while actively performing the duties of a circuit court judge.

Also:

S. 452. To amend further Section VIII of the act approved September 15, 1939, creating and establishing the Personnel Department of Mobile County (Act No. 470, H. 952, Local Acts 1939, p. 298).

Also:

S. 475. Relating to counties having a population of 600,000 or more according to the last or any succeeding federal census; and to provide for the allocation and distribution between and among said counties and the incorporated municipalities located therein of those portions of the net proceeds from the state gasoline excise tax that are allocated or apportioned to such counties and municipalities therein by Sections 3, 4 and 5 of Act No. 224 adopted at the Special Session of the Legislature of Alabama approved May 10, 1967; to repeal all laws or parts of laws in conflict herewith and to fix the effective date of this Act.

Also:

S. 483. To make an appropriation for payment of court costs, expenses and attorneys fees incurred in the defense of cases involving Health, Education and Welfare "Guidelines" in Education.

Also:

S. 490. To authorize, provide for the licensing of, and to regulate the operation of, and hunting on privately owned hunting preserves, stocked by artifically propagated upland birds in all counties having populations of not less than 300,000 nor more than 500,000 according to the 1960 or any subsequent federal decennial census; to prescribe the fees for such licenses, provide for their collection and distribution; and to prescribe penalties for violation of this Act.

Also:

S. 534. To amend Act No. 374, S. 213, approved August 10, 1965, an act creating the office of judge of the juvenile court in all counties having populations of not less than 225,000 nor more than 500,000, so as to impose extra, new and additional duties upon the judge of such court and to provide said judge with an allowance for the performance of such duties.

Also:

S. 564. To change the method of compensating certain officers of Baldwin County, placing such officers on a salary basis, and providing for the operation of their offices on such basis.

Also:

S. 571. To provide further for the selection of textbooks and instructional materials for use in the public schools of Lamar County.

Also:

S. 573. To amend further Act No. 242, H. 678, Regular Session 1949, relating to the court of common pleas of Lee County, so as to make further provisions respecting allowances for expenses of the judge and deputy district attorney and for operation of the juvenile division of said court.

Also:

S. 576. To amend Section 5 of Act No. 163, H. 765 approved July 23, 1965, an Act entitled "To amend Section 5 of Act No. 11, S. 88, approved May 30, 1957 (Acts 1957, v. I, p. 35), an Act entitled 'To provide deputies, clerks, and other assistants for certain officers of Houston County, to regulate their compensation and provide for the payment thereof, and to repeal conflicting laws,' so as to further regulate the salaries of certain deputies of the sheriff." So as to provide additional compensation for certain deputies of the sheriff.

Also:

S. 578. To alter, rearrange and extend the boundary lines and corporate limits of the City of Boaz in Marshall County.

Also:

S. 579. To authorize the establishment of branch banks in counties having a population of not less than 26,000 nor more than 27,000.

Also:

S. 586. To authorize the Alabama public school and college authority, a public corporation, to issue and sell additional bonds in the principal amount of $5,000,000 for the purpose of constructing, equipping, establishing, creating, supporting and maintaining a four-year college at Montgomery under the supervision and control of the board of trustees of Auburn University.

Also:

S. 587. To amend Act No. 118, Local Acts of 1939, page 66, approved March 8, 1939, which said act is entitled: "AN ACT to create and establish a Board of Jury Supervisors in Montgomery County, Alabama, to provide that the Circuit Judges, the Judge of Probate, the Sheriff, and the Clerk of the Circuit Court of Montgomery County shall constitute The Board of Jury Supervisors and to confer upon them all the jurisdiction and all the powers and authority which is now or which may hereafter be by law vested in Jury Boards and Jury Commissions in this State; to provide that they shall perform and discharge all the duties of Jury Boards and Jury Commissions without compensation, except as provided by this Act; to authorize them to elect one of their number President of such Board of Jury Supervisors, and to provide that the Clerk of the Circuit Court of Montgomery County shall be ex-officio clerk of such Board of Jury Supervisors; to fix his salary as such clerk, the manner of its payment, and to provide for the delivery to this Board of the papers and records of any former Board of Jury Supervisors, Jury Board or Jury Commission of Montgomery County." To repeal that portion of Act No. 100, General Acts of Alabama, Regular Session, 1965, page 152, approved July 7, 1965 which amends Section 3(a) of Act No. 250, General Acts of Alabama, Regular Session, 1959.

Also:

S. 588. To provide retirement allowances for certain elected officials of Mobile County and of incorporated municipalities therein; providing for contributions by elected officials from the salaries paid them as public officials; providing for certain payment in event of disability; providing for approval of a majority of the voters in the respective political subdivisions before the provisions of this act can become operative as to any such subdivision.

Also:

S. 589. To provide additional and alternate methods of annexation of certain territory to municipalities in counties in the State of Alabama having a population of not less than ninety-six thousand (96,000) nor more than one hundred six thousand (106,000) inhabitants according to the last or any subsequent Federal Census.

Also:

S. 590. To alter, rearrange and extend the boundary lines of the City of Gadsden, Alabama in Etowah County, Alabama, so as to include within the corporate limits of said City certain property therein set out and described.

Also:

S. 593. Relating to Etowah County; to provide for the appointment of the county superintendent of education; to prescribe the qualifications, duties, term of office, and compensation of such officer; and to repeal all conflicting laws.

Also:

S. 595. To provide an expense account for coroners in counties having populations not less than 22,372 nor more than 24,000 in lieu of all fees he now receives.

Also:

S. 597. To fix the compensation of certain county officers in all counties having populations of not less than 46,500 nor more than 48,000; to repeal conflicting laws; and to provide for a referendum.

Also:

S. 600. To alter, re-arrange and extend the boundary lines and corporate limits of the City of Selma, Dallas County, so as to annex certain territory to the city.

Also:

S. 602. To provide further for funds for the maintenance and operation of a county health department under direction of a county health officer in all counties having populations of not less than 300,000 nor more than 500,000, according to the most recent federal decennial census.

Also:

S. 604. Relating to counties having populations of not less than 48,500 nor more than 49,500; providing an additional allowance for the tax assessors and tax collectors of such counties.

Also:

S. 605. Relating to Barbour County: providing for distribution of a portion of the county's share of the state gasoline excise tax to the incorporated municipalities in the county.

Also:

S. 606. To amend Section 28(1), Subdivision 1, Article 23A, Title 14A of the Code of Alabama, Recompiled 1958, 1965 Cumulative Supplement, as last amended (1961, P. 455, appvd. Aug. 7, 1961), providing for additional clerk in office of judge of probate, and fixing the compensation therefor.

Also:

S. 608. Relating to administration of the State Highway Department; prescribing the salary of the Executive Assistant Highway Director.

Also:

S. 609. Relating to all counties having populations of not less than 47,000 nor more than 49,000, according to the most recent federal decennial census, providing further for the expense allowances of the chairman and members of the county governing body.

Also:

S. 261. To amend Act No. 310, H. 148, Page 367, of the Regular Session of the Alabama Legislature, 1953.

Also:

S. 310. Proposing an amendment to Article XII, Section 225, as amended, of the Constitution of Alabama, in relation to indebtedness of incorporated municipalities.

Also:

S. 311. To authorize the Board of Commissioners of any incorporated municipality organized and operating under the provisions of Chapter 4, Article 1, Title 37, Code of Alabama 1940, as amended, which owns and operates a light and power system, a municipal water system, a municipal sewer system or a municipal gas system, one or any of them, to employ the Mayor or President of the Board of Commissioners to act as superintendent of such system or systems; to authorize a municipal board or a municipal public corporation, operating in a municipality organized under the provisions of Chapter 4, Article 1, Title 37, Code of Alabama 1940, which owns or operates a municipal light and power system, a municipal water system, a municipal sewer system, or a municipal gas system, one or any of them, to employ the Mayor or President of the Board of Commissioners to act as superintendent of such system or systems; to fix his duties while so acting as superintendent, to pay additional compensation for his service as superintendent of such system or systems, and to validate the employment of and compensation paid to any Mayor or President of the Board of Commissioners for services heretofore rendered as superintendent of any such system or systems.

RICHARD DOMINICK,
Chairman.

SIGNING OF BILLS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the foregoing bills; the titles of which are set out in the foregoing report from the Committee on Enrolled Bills.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House Bill:

H. 839. To establish an Inferior Court in Precincts 1 and 2 in Jefferson County, Alabama, in lieu of all Justices of the Peace in Precincts and in lieu of all other Inferior Courts created in lieu of Justices of the Peace heretofore created in said territory, said Court to be called the Bessemer County Court. To define the jurisdiction and powers of said Court and the officers thereof; to provide for the election or appointment of the Judge, Clerk, and other officers of said Court; to fix the terms or tenure of office of the officers of said Court and provide for their salaries and compensation and the method of payment of same; to provide the procedure in said Court and to fix the methods of service of all processes therefrom, to designate the officials to serve processes issued by said Court and provide compensation therefor; to designate the officers

of said Court, and define their duties and the duties of other officials with respect to said Court; and to otherwise provide for said Court.

JOHN W. PEMBERTON,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has passed the following Senate Bills and returns same herewith to the Senate:

S. 71. To amend Title 8, Section 206, Code of Alabama 1940, which pertains to the police powers of the employees of the Department of Conservation.

Also:

S. 73. To make it unlawful for any person to set certain type fires when an emergency drought condition exists when so declared by the Director of Conservation with the approval of the Governor.

JOHN W. PEMBERTON,
Clerk.

FURTHER CONSIDERATION OF S. R. 113

The Senate proceeded to further consideration of the Resolution, S. R. 113, as amended. The question was on the amendment offered by Mr. Morrow.

On motion of Mr. Clark, the Resolution, S. R. 113, as amended, and pending amendment, were laid on the table.

RESOLUTION

The Rules Committee offered the following Senate Resolution, to-wit:

S. R. 114. Resolved by the Senate that the following bill shall be the paramount and continuing order of business for the thirty-sixth legislative day.

H. 223 on Page 72

On motion of Mr. Clark, said Resolution was adopted by the Senate.

MESSAGE FROM THE GOVERNOR

To the Senate of Alabama
State Capitol
Montgomery, Alabama

Gentlemen:

I hereby transmit to you a message from the Governor pertaining to House Bill 223.

Respectfully submitted,

CECIL C. JACKSON, JR.,
Executive Secretary.

August 31, 1967

To the Senate of Alabama
State Capitol
Montgomery, Alabama

Gentlemen:

I am vitally interested in seeing House Bill 223 passed during this session of the Legislature. Therefore, I respectfully urge you to act on this matter.

It is my sincere hope that no Senator will object to bringing up this Bill and voting on it with the barest minimum of debate, since I feel that each Senator is aware of its provisions. It would be most unfortunate if this Bill should die in the waning hours of this Session considering the vast amount of time and work that has already gone into the effort to get it passed. I urge your immediate action to pass the measure.

Respectfully,

LURLEEN B. WALLACE,
Governor.

August 31, 1967

GOVERNOR'S MESSAGE

The foregoing Message from Her Excellency, the Governor, was read and ordered spread upon the Journal.

BILLS ON THIRD READING RESUMED

The Bill:

H. 223. To express the public policy of the State of Alabama relative to the payment of prevailing minimum wages in the particular area on all projects of the state or its agencies, to require that the prevailing wages be ascertained in advance of such projects and that all bidders therein be bound by these determinations and all contractors be required to comply therewith; to define what is included in the term "wages" and to set forth the method of making the said determinations; and to authorize local governing bodies to make similar requirements in their contracts for public works.

was taken up.

MESSAGE FROM THE HOUSE

Mr. President:

The Speaker of the House having signed the following House Bills, your signature thereto is requested:

H. 521. To empower the Board of Directors of Conecuh County to create and establish an insurance fund to provide accident, hospital and compensation insurance for employees and officers of Conecuh County.

Also:

H. 522. To provide an expense allowance for members and the chairman of the Conecuh County Board of Directors or other like governing body of Conecuh County.

Also:

H. 523. Providing for the distribution of fines and forfeitures from convictions in certain cases of traffic violations in Conecuh County.

JOHN W. PEMBERTON,
Clerk.

SIGNING OF BILLS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the foregoing bills; the titles of which are set out in the foregoing message from the House.

MESSAGE FROM THE HOUSE

Mr. President:

The Speaker of the House having signed the following House Bills, your signature thereto is requested:

H. 528. Relating to law enforcement in all counties having populations of not less than 96,000 nor more than 106,000, according to the most recent federal decennial census; fixing the fee for the issuance of pistol permits; providing for the deposit of such fees in a fund to be designated the sheriff's fund and providing for the use of such fund.

Also:

H. 535. Relating to counties having populations of not less than 47,000 nor more than 49,000; fixing the fee for issuance of a pistol permit by the sheriff; and providing for the disposition and use of such fees.

Also:

H. 519. To amend Act No. 286, H. 250, Regular Session 1965, an act regulating the compensation of members of the county board of education in counties having populations of not more than 10,800 according to the most recent federal decennial census (Acts, Regular Session 1965, v. 1, p. 399).

Also:

H. 497. Relating to Clarke County, Alabama; authorizing and providing for the establishment, maintenance, operation, control and financing of a Public Law Library for the County.

Also:

H. 493. Relating to all counties having populations of not less than 76,000 nor more than 96,000, according to the most recent federal decennial census; regulating the compensation of the judges of the juvenile and domestic relations courts in such counties.

Also:

H. 422. To provide for, regulate, and control the ownership, use, operation and maintenance of passenger automobiles by all cities in this State having a population of 300,000 persons or more, according to the last or any subsequent federal census; to provide the terms and conditions under which officers, deputies, agents and employees of such cities may be provided with such automobiles by such cities, or may use the same and the storage thereof; to generally provide for the use, operation, maintenance, identification and general control of such automobiles so as to prevent fraud and imposition on such cities by those using the same, as well as others, and to provide the punishment for the violation hereof.

Also:

H. 423. To provide that the governing body of any municipality having three hundred thousand inhabitants or more according to the last or any subsequent federal census shall have the power and authority to adopt ordinances and regulations under the police power of such municipality, and provide for the enforcement thereof upon any land owned by such municipality situated without the corporate limits of such municipality and not in the corporate limits of any other municipality, the same as if such land owned by the municipality were within the corporate limits thereof.

Also:

H. 424. To authorize the governing body of every city having a population of three hundred thousand persons or more, according to the last or any subsequent federal census, to provide by ordinance for the destruction of records of such city, including public records thereof, determined by such governing body to be obsolete and no longer needed for public purpose.

Also:

H. 425. To provide, in any city of the state having a population of 300,000 inhabitants or more according to the last or any subsequent federal census, upon conviction of the defendant in the court to which an appeal is taken from a judgment rendered in a Recorder's Court in the city or upon the entering of a judgment of forfeiture against the defendant, there shall be added to the other costs a city solicitor's fee of Ten Dollars to be paid to the city in the same manner as fines are paid; and to repeal all laws or parts of laws in conflict thereof.

Also:

H. 426. To amend an Act entitled "An Act to fix the compensation of Supernumerary Circuit Judges", being Act No. 132, approved July 7, 1965.

Also:

H. 427. To create in each city of the State of Alabama having a population of three hundred thousand or more according to the last or any subsequent Federal Census a Pension and Relief Fund for officers and employees of the Library Board of such city, and for the widows and dependents of such officers and employees, to provide for a custodian of such fund, and to provide for the investment, protection, management and distribution of such fund by a Board of Managers created for such purpose.

Also:

H. 428. To authorize the Mayor and City Council of the City of Graysville, Alabama, to convey to the First Baptist Church of Graysville, Incorporated, a certain surplus or fragmentary portion of public park property lying and being situated within the corporate limits of the City of Graysville, Alabama.

Also:

H. 654. Proposing an amendment to the Constitution of Alabama relative to the economic development of the town of Carbon Hill in Walker County.

JOHN W. PEMBERTON,
Clerk.

SIGNING OF BILLS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the foregoing bills; the titles of which are set out in the foregoing message from the House.

MESSAGE FROM THE HOUSE

Mr. President:

The Speaker of the House having signed the following House Bills, and House Joint Resolutions, your signature thereto is requested.

H. 158. To alter, rearrange and extend the boundaries of the City of Selma in Dallas County; and to provide for a referendum election to determine whether this Act will become effective.

Also:

H. 273. Relating to counties having populations of not less than 300,000 nor more than 500,000; fixing the compensation of the judges of probate of such counties.

Also:

H. 171. To amend Act No. 111, H. 419, Regular Session 1955 (Acts of Alabama 1955, p. 356) entitled "An Act To fix the salary of the tax collector of Mobile County, and to regulate the payment thereof," and to repeal conflicting laws.

Also:

H. 81. To fix the salary of the tax assessor of Mobile County and to regulate the payment thereof.

Also:

H. 73. Relating to counties having populations of not less than 300,000 nor more than 500,000 according to the most recent or any subsequent federal decennial census; further providing for the procedure for redeeming lands sold for taxes in such counties; transferring certain duties of the probate judge to the tax collector; relieving the probate judge of such duties; providing additional compensation for the tax collector for performing such extra, new and additional duties; and repealing conflicting Acts.

Also:

H. 71. To amend Act Number 172, House Bill 187 of the Acts of Alabama first and second Special Sessions of 1964, page 236, approved August 28, 1964, entitled an Act, "Relating to Judicial Circuits composed of one County and having not less than four Circuit Judges and not more than nine Circuit Judges; to provide for the positions of Administrative Assistant to the Circuit Solicitor and Legal Stenographer to the Circuit Solicitor in said circuits; to prescribe their duties; to fix their term of employment and to prescribe their compensation and provide for the payment of their compensation out of the General Fund of the County."

Also:

H. 501. To provide that the governing body of cities having a population of not less than two hundred thousand nor more than three

hundred thousand according to the last or any subsequent federal decennial census shall be empowered to offer a reward for the apprehension or furnishing of information leading to the apprehension and conviction of persons committing crimes within said cities in an amount not exceeding one thousand dollars.

Also:

H. 470. Relating to counties having a population of not less than 36,600 and not more than 37,600 according to the last federal decennial census and providing for the compensation of the members of The Board of Equalization in such counties.

Also:

H. 357. To amend Act No. 154, H. 746, Regular Session 1965, an act creating the office of commissioner of licenses in counties having populations of not less than 76,000 nor more than 96,000 according to the most recent federal decennial census (Acts 1965, v. 1, p. 218) so as to make further provisions respecting the compensation of the commissioner of licenses.

Also:

H. 191. Relating to all counties having populations of not less than 76,000 nor more than 96,000 according to the most recent federal decennial census, further regulating the compensation and allowances of the chairman and members of the court of county commissioners, board of revenue, or other like county governing body; repealing conflicting laws.

Also:

H. 192. Relating to all counties having populations of not less than 76,000 nor more than 96,000, according to the most recent federal decennial census, providing further for the compensation of the chairman and members of the court of county commissioners, board of revenue or other like county governing body, repealing conflicting laws.

Also:

H. 516. To declare the public policy of the State with respect to violation of Section 420, Title 14, Code of Alabama (1940) as amended by an Act approved August 17, 1951, and as further amended by an Act approved July 24, 1953, in Counties in Alabama having a population of not less than 76,000, nor more 96,000 inhabitants according to the last or any subsequent Federal decennial census; to determine and declare that prosecution and the impositions of criminal penalties is inadequate to prevent violations and that the remedy at law to enforce the same is inadequate in such Counties; to declare that habitual violations of the statute constitutes a legal nuisance in such Counties; to provide certain exemptions; to prevent unfair competition among merchants and shopkeepers by reason of violations of said statute as amended in such Counties; to provide for means and procedure and to prescribe evidentiary presumptions for the enforcement thereof by injunction and to confer jurisdiction for enforcement upon courts having equity jurisdiction in such Counties; to render the provisions of this Act severable; to declare the date on which the Act shall become effective.

Also:

H. J. R. 116. Naming Senate Bill 301.

Also:

H. J. R. 117. Extending congratulations to the Birmingham Athletics baseball team.

JOHN W. PEMBERTON,
Clerk.

SIGNING OF BILLS AND HOUSE JOINT RESOLUTIONS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the foregoing bills and House Joint Resolutions; the titles of which are set out in the foregoing message from the House.

MESSAGE FROM THE HOUSE

Mr. President:

The Speaker of the House having signed the following House Bills, your signature thereto is requested:

H. 599. To amend further Section 89 of Title 36, Code of Alabama (1940), as amended, which limits the size and weight limits of motor vehicles and loads, and prescribes exemptions therefrom.

Also:

H. 719. To alter, rearrange and extend the corporate limits of the Town of Sulligent, Lamar County, Alabama.

Also:

H. 713. To amend Act No. 79 of the Special Session of the Legislature of Alabama of 1966, approved August 17, 1966, An Act providing for creation of special districts for fire prevention, garbage disposal and other purposes in Jefferson County (Acts, Special Session 1966, p. 106).

Also:

H. 715. To amend Section 2 of Act Number 217 of the 1966 Special Session of the Legislature of Alabama, approved August 30, 1966 (Acts of Alabama, 1966 Special Session, page 280, et seq.), entitled "An Act To provide a separate retirement and relief system for certain of the presently active employees of the City of Birmingham who entered the service of the Fire Department of said City prior to September 19, 1939, and to whom is applicable the Pension and Relief System provided by Act No. 307 of the 1943 Regular Session of the Legislature of Alabama, as amended, and Act Number 22 of the Second Special Session of the Legislature of Alabama of 1956; to include in said separate system dependents of said presently active employees; and to render said Act No. 307 and said Act Number 22 inapplicable to said certain presently active employees and their dependents.

Also:

H. 717. To amend Section 2 of Act No. 470 of the Regular Session of the Legislature of Alabama of 1955, approved September 9, 1955, entitled "An Act to provide a separate Retirement and Relief System for certain of the presently active employees of the City of Birmingham who entered the service of the Police Department of said City prior to September 19, 1939, and to whom is applicable the Pension and Relief System provided by Act No. 502 of the Regular Session of the Legislature of 1923, as re-enacted and amended: to include in said separate System dependents of said presently active employees; and to render said Act No. 502 inapplicable to said certain presently active employees and their dependents".

Also:

H. 536. To further amend Section 227 (1) of Title 13 of the Code of Alabama of 1940 which relates to: Salary of Solicitor in circuits having one county and not less than six nor more than nine circuit judges.

Also:

H. 563. Relating to counties having populations of not less than 31,000 nor more than 32,000; fixing the fee for issuance of a pistol permit by the sheriff; and providing for the distribution and use of such fees.

Also:

H. 716. To amend Sections 8 and 9 of Act No. 556 of the Regular Session of the Legislature of Alabama, approved November 19, 1959 (Acts of Alabama of 1959, pages 1376, et seq.) entitled "An Act to establish a Pension and Relief or Retirement and Relief System for firemen and policemen who are members of any pension and relief or retirement and relief system heretofore established or hereafter established under Act Number 929 of Legislature of Alabama of 1951, approved September 12, 1951 (Acts of Alabama 1951, page 1579 et seq. as amended) and on whose account, or for whose benefit, the city by whom they are employed makes no contribution, or pays no tax, to the United States of America under the Federal Social Security Act; to provide certain disability benefits for such firemen and policemen and also certain benefits for the widows and children of any such firemen or policemen who die; to make provision for a supplemental retirement benefit for such firemen and policemen, if and when said Act No. 929 is amended as stipulated in this Act; to provide that from the funds of the System established by this Act certain payments shall be made to the fund of the System established by said Act No. 929, subject to said Act No. 929 being amended so as to authorize the Board of Managers of the System created by said Act Number 929 to receive said payments; to establish a Board of Managers for the Pension System hereby created and to provide for the method of selection of the said Board and to define the power, authority and duties of the said Board of Managers; to provide for the actuarial study, investigation and report showing the probable ability or inability of the fund hereby created to meet the benefits provided for by the system created by this Act; to provide for paying from funds of the System expenses incurred in securing any such actuarial study, investigation and report; to provide that at least sixty days prior to the convening of the Regular Session of the Legislature of Alabama of 1961 the Board of Managers shall present to each member of the House of Representatives and of the Senate of the Legislature of Alabama residing in any county or senatorial district wherein there is established any Pension System provided for by this Act the report and survey of a competent actuary stating his opinion as to the ability of the funds and resources of the said System to meet the benefits provided, which said report or survey shall give such opinion separately and severally with respect to each of the said benefits, and which said report or survey shall contain the opinion of the said actuary as to whether he considers any change in the benefits necessary in order to assure solvency of the fund, and if so, what change or changes he considers necessary; and to provide that the Board of Managers shall present to the members of the House of Representatives and the Senator designated above a similar actuarial report or survey at least once every four years sixty days prior to the convening of a Regular Session of the Legislature of Alabama."

Also:

H. 718. To further amend Section 4 and Section 12 of Act No. 929 of the Regular Session of the Legislature of Alabama of 1951, approved

September 12, 1951 (General Acts of Alabama 1951, page 1579, et seq.), entitled "An Act to create or provide in or for each and every City of the State of Alabama having a population of two hundred and fifty thousand or more inhabitants according to the last or any succeeding Federal Census a Pension and Relief or Retirement and Relief System for officers and employees of such City and their widows and children; to make the provisions of such System retrospective as well as prospective; and, subordinately, to define officers and employees of the Board of Health of any County in which any such City may be located as officers and employees of such City for the purpose of retrospective and prospective application of the terms or provisions of such System".

Also:

H. 698. To apply only in counties having populations of not less than 20,000 nor more than 25,000 where there are two courthouses within the county and the county governing body is a board of revenue; providing further for the compensation and allowances of jurors in all such counties.

Also:

H. 628. To alter and rearrange the boundary lines of the City of Mountain Brook, Alabama, so as to include within the corporate limits of the City of Mountain Brook, Alabama, all territory now within such corporate limits and also certain other territory.

Also:

H. 697. To apply only in counties having populations of not less than 20,000 nor more than 25,000 and two courthouses where the county governing body is the board of revenue; further regulating the schedule days of meeting of the board of equalization at the two courthouses of the county; providing an option for taxpayers as to the place of holding certain hearings, and requiring notice thereof.

Also:

H. 699. To apply only in counties having populations of not less than 76,000 nor more than 96,000; to provide an expense allowance for the district attorney of the circuit court; to fix the expiration date of such expense allowance.

Also:

H. 682. To amend further Section 6 of Act No. 13, H. 12, Second Special Session 1955, an act authorizing the Treasurer of Mobile County to appoint an Assistant Treasurer (Acts 1955, v. 1, p. 122).

Also:

H. 638. Relating to all counties having populations of not less than 300,000 nor more than 500,000 according to the most recent federal decennial census; providing further for the distribution of a portion of the proceeds of the motor vehicle license and registration fees and the proceeds of state gasoline taxes between the county and the municipalities therein.

Also:

H. 681. To amend further Section 41, Title 62 of the Code of Alabama, 1940 relating to the compensation of the treasurer of Mobile County.

Also:

H. 684. To apply only in counties having populations of not less than 32,000 nor more than 33,000 according to the most recent federal decennial census, designating the number of employees authorized by the sheriff's department, compensation of such employees, and residence requirements of such employees, and to repeal conflicting laws.

Also:

H. 677. To amend further Code of Alabama Title 7, Section 724, which relates to subscriptions for and filing of weekly newspapers by certain county officers, so as to make further provisions respecting counties having populations of not less than 61,000 nor more than 65,000 according to the most recent federal decennial census.

Also:

H. 665. To apply only in counties in the state having a population of not less than 33,000 nor more than 35,000 inhabitants, according to the last or any subsequent federal decennial census, wherein the use of voting machines has been, or shall be, authorized; to provide that the county governing body in regulating and providing for the use of voting machines in all elections in the county may, in the manner herein prescribed, divide any voting precinct of the county into territories, designate in each territory a voting place at which the qualified electors of the territory so designated may vote, and prescribe the number of voting machines to be maintained at each voting place; and to provide election officers for each voting place designated by the county governing body, prescribe the duties of such election officers, and fix their compensation.

Also:

H. 661. To amend Section 1 of Act No. 175, H. 460, Regular Session 1965 (Acts 1965, p. 246), an act providing further for the compensation and authority of coroners in counties having populations of not less than 76,000 nor more than 96,000, according to the most recent federal decennial census, so as to regulate further the compensation of the coroner and to provide two-way radio equipment for his use.

Also:

H. 646. To apply only in counties having populations of not less than 57,000 nor more than 61,000 inhabitants, authorizing the county board of education to fix expense allowances for members of the board.

Also:

H. 338. To further amend Act No. 11, S. 88, Regular Session 1957, an act providing for deputies, clerks, and other assistants of certain officers of Houston County, Alabama; regulating the compensation of such deputies, clerks and assistants.

Also:

H. 373. Relating to Marshall County; providing deputies and other assistants for the sheriff, fixing their compensation, and repealing conflicting laws.

Also:

H. 419. To extend, alter, and rearrange the boundary lines and corporate limits of the town of Cowarts, Houston County, Alabama.

Also:

H. 430. Relating to Lauderdale County: To provide further for the distribution of fines and forfeitures in certain cases.

Also:

H. 431. Providing for permissive change in the basis of compensating the coroner of Lauderdale County, authorizing the governing body of such county to put such officer on a salary basis in lieu of fees, commissions, percentages and allowances as prescribed by law and providing that such salary shall be paid out of the general fund of the county.

Also:

H. 432. To repeal Act No. 654, H. 1049, approved September 20, 1957, entitled "An Act Providing for the permissive change in the basis of compensating coroners of all counties having a population of not less than 53,000 nor more than 56,200 inhabitants, according to the last or any subsequent federal decennial census; authorizing the governing body of all such counties to place such officers on a salary in lieu of all fees, commissions, percentages and allowances prescribed by law for the performance of such duties; prescribing that such salary shall be paid out of the general fund of the county."

Also:

H. 561. Regulating the compensation of election officers in counties having populations of not less than 31,000 nor more than 32,000, according to the most recent federal decennial census.

Also:

H. 512. To alter, or re-arrange the boundary line of the City of Tallassee, Elmore and Tallaposoa Counties, Alabama, so as to include within the corporate limits of said City all territory now within the corporate limits and also certain other territory located in Elmore County, Alabama, and contiguous thereto.

Also:

H. 597. To regulate the purchase of supplies, materials, equipment, and other personal property for or on behalf of Conecuh County or any of its officers, departments, agents, or instrumentalities; providing for competitive bidding on certain purchases and prescribing penalties.

Also:

H. 562. To fix the compensation of the deputy sheriffs in counties having populations of not less than 31,000 nor more than 32,000.

Also:

H. 574. To apply only in counties having populations of not less than 61,000 nor more than 65,000, providing additional compensation for official court reporters of the circuit court in such counties.

Also:

H. 596. To provide the tax assessors of counties having populations of not less than 24,525 nor more than 24,675 an allowance for clerical assistance, such allowance to be payable out of the general funds of the county.

Also:

H. 555. To amend further Act No. 608, H. B. 700, Regular Session 1951, an act establishing a retirement fund and pension system for policemen and firemen of the City of Anniston (Acts 1950-1951, v. 2, p. 1045), and giving the amendment retroactive effect.

Also:

H. 566. To fix the compensation of election officers in all general, special, municipal and primary elections held in counties which now have, or which may hereafter have, a population in excess of 500,000 according to the last or any subsequent Federal decennial census.

Also:

H. 630. Altering, re-arranging, and extending the boundaries of the City of Pleasant Grove, Jefferson County.

Also:

H. 680. To alter, or rearrange the boundary lines of the City of Cullman, Cullman County, Alabama, so as to include within the corporate limits of said city all territory now within such corporate limits and also certain other territory contiguous thereto, in Cullman County, Alabama.

Also:

H. 621. Relating to Dallas County, authorizing the County Governing Body to appropriate funds for retirement benefits to certain County employees.

Also:

H. 723. To amend Act No. 369, H. 781, Regular Session 1963, providing expense allowances for members of the board of revenue, court of county commissioners or other like governing body of Lee County (Acts 1963, v. 2, p. 868) so as to make further provisions respecting such allowances.

Also:

H. 728. To authorize establishment and operation of branch banks and branch offices of banks in Marengo County.

Also:

H. 736. Relating to Sumter County; levying a privilege license or excise tax upon sellers, distributors, storers, or users of malt or brewed beverages; providing for the administration of the act by the county treasurer and the collection, apportionment, and distribution of the proceeds of the tax; prescribing penalties for violations.

Also:

H. 727. Relating to Marion County; to provide an expense allowance for the Chief Engineer of the Division of Public Roads, such allowance to be paid out of the gasoline tax fund of the county; providing an effective date and an expiration date for operation of the Act.

Also:

H. 726. To amend Act No. 78, H. 59, Regular Session 1963 (Acts of Alabama 1963, p. 455) which abolishes the office of County Engineer of Marion County; creates a Division of Public Roads of Marion County; provides for the appointment of a Chief Engineer and prescribes his

term of office, his qualifications and his salary, so as to provide further for the salary of the Chief Engineer.

JOHN W. PEMBERTON,
Clerk.

SIGNING OF BILLS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the foregoing bills; the titles of which are set out in the foregoing message from the House.

FURTHER CONSIDERATION OF H. B. 223

The Senate proceeded to further consideration of the Bill, H. B. 223.

MOTION IN WRITING

Mr. Giles offered the following Motion in Writing, to-wit:

"Motion in Writing

I move that debate on the Bill H. B. 223, and all amendments pending thereto cease at the hour of 11:45 P. M., and a vote be taken thereon."

Which was read and referred to the Standing Committee on Rules.

MESSAGE FROM THE GOVERNOR

To the Senate of Alabama
STATE CAPITOL
Montgomery, Alabama

Gentlemen:

I herewith transmit to you a message from the Governor returning Senate Bill 161, with a suggested Executive Amendment.

Respectfully submitted,

CECIL C. JACKSON, JR.,
Executive Secretary.

AUGUST 31, 1967

TO THE SENATE OF ALABAMA
STATE CAPITOL
MONTGOMERY, ALABAMA

Gentlemen:

I am returning to you, the body in which this bill originated, Senate Bill 161, with a suggested executive amendment, as follows:

AMENDMENT TO S. B. 161

In the caption of the bill, strike out the words and figures "Sections 2, 3 and 10 of Act No. 391" and insert "Sections, 2, 3, 8 and 10 of Act No. 391"

Also, insert between Sections 3 and 4 of the bill a new section to read as follows:

Section 3(a). Section 8 of said Act No. 391 of the Regular Session of 1955 is hereby amended so as to read as follows:

"Section 8. Nothing in this Act shall be construed to prohibit any wholesaler, dealer, or jobber to sell at wholesale such fireworks as are not herein prohibited or the sale of any kind of fireworks provided the same are to be shipped directly out of state in accordance with regulations of the U. S. Interstate Commerce Commission covering the transportation of explosives and other dangerous articles by motor, rail, and water; and nothing in this Act shall apply to the possession, sale, disposal, use, or explosion of fireworks for the safe operation of railroads or other class of public or private transportation, nor as applying to the military or naval forces of the United States, or of this State, or to peace officers, nor as prohibiting the sale or use of blank cartridges for ceremonial, theatrical or athletic events, nor to the use of fireworks solely for agricultural purposes. Persons desiring to possess or use fireworks solely for agricultural purposes must first obtain written permission of the State Fire Marshal."

If the above amendment is adopted, it will remove my objection to the bill.

Respectfully,

LURLEEN B. WALLACE,
Governor.

GOVERNOR'S MESSAGE

On motion Mr. O'Bannon, the Senate concurred in and adopted the amendment proposed by Her Excellency, the Governor, to the Bill:

S. B. 161. To amend Section 2, 3 and 10 of Act No. 391, S. 33, Regular Session 1955 (Acts 1955, p. 926) an act regulating the sale, possession, displaying, offering for sale and use of fireworks in Alabama, so as to declare certain fireworks and pyrotechnics to be contraband and to constitute a nuisance and to authorize and direct their confiscation and destruction.

which said amendment is set out in the foregoing Message from Her Excellency, the Governor.

Yeas 27; Nay 1.

Yeas:

Messrs.:	Engel	Leonard	Oden
Albea	Folsom	Lindsey	Pelham
Bailes	Giles	Lolley	Pierce
Carr	Gilmore	McDermott	Radney
Childs	Givhan	Morrow	Skidmore
Clark	Hawkins	Nabors	Turner
Dominick	Jackson	O'Bannon	Vacca

—27

Nay: Mr. Cooper —1

which was a majority of the whole number elected to the Senate.

And said Bill, S. B. 161, as thus amended by the Executive amendment, was again read at length and passed.

Yeas 27; Nay 1.

Yeas:

Messrs.:	Engel	Leonard	Oden
Albea	Folsom	Lindsey	Pelham
Bailes	Giles	Lolley	Pierce
Carr	Gilmore	McDermott	Radney
Childs	Givhan	Morrow	Skidmore
Clark	Hawkins	Nabors	Turner
Dominick	Jackson	O'Bannon	Vacca

—27

Nay: Mr. Cooper —1

which was a majority of the whole number elected to the Senate.

MESSAGE FROM THE HOUSE

Mr. President:

The House has passed the following Senate bills and returns same herewith to the Senate:

S. 435. To amend Section 517 of Title 37 of the Code of Alabama of 1940 to provide for notice by certified mail or registered mail.

Also:

S. 504. To amend Section 312 of Title 37 of the Code of Alabama of 1940, as heretofore amended, so as to provide that the maturities of revenue bonds issued under subdivision 3 of Article 2 of Chapter 6 of the said code, as amended, shall comply with the applicable requirements of Section 255 of the said Title 37 and so as to eliminate any other requirements with respect to such maturities.

Also:

S. 505. To amend Section 255 of Title 37 of the Code of Alabama of 1940, as heretofore amended, so as to clarify its provisions; so as to incorporate therein the provisions of Act No. 724, 1957 Regular Session, which relates to compliance with the said Section 255; and so as to provide that all revenue bonds issued pursuant to Chapter 6 of Title 37 of the Code of Alabama of 1940 and payable out of the revenues from the same system or systems may be treated as if constituting one issue for the purpose of compliance with the requirements of the said Section 255.

JOHN W. PEMBERTON,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the following Senate Joint Resolution and returns same herewith to the Senate:

S. J. R. 77. Relative to Mrs. Kathryne S. White.

JOHN W. PEMBERTON,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House Bill:

H. 938. Proposing an amendment to the Constitution of Alabama authorizing the levying of a special property tax in Mobile County for public hospital purposes.

JOHN W. PEMBERTON,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has passed the following Senate bill and returns same herewith to the Senate:

S. 70. To provide a program for the protection of forest trees from insect infestation and disease. To establish a system and method for the suppression of infestation and disease in forest trees. To provide for co-operative agreements with the Federal Government, other agencies and persons. To provide for a fund known as the "Control of Forest Tree Insects and Diseases Fund".

JOHN W. PEMBERTON,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has passed the following Senate bills and returns same herewith to the Senate:

S. 374. To provide for the operation of all state parks, monuments and historical sites and parks division facilities by employees of the department of conservation, division of state parks, monuments and historical sites under certain conditions.

Also:

S. 509. To protect peace officers from personal abuse or assault while engaged in performance of duties, and to prescribe a penalty for abuse or assault upon such peace officers.

Also:

S. 82. To amend Act No. 563, Acts of 1965, Regular Session, page 1049, "To provide for the health and welfare of children; requiring the mandatory reporting by physicians, institutions, and others of injuries inflicted, by other than accidental means, upon children under the age of sixteen years; exempting physicians, institutions and others from any liability, civil or criminal, that might otherwise be incurred or imposed for participation in such report; prescribing penalties for failure to report."

Also:

S. 548. To amend Code of Alabama 1940, Title 12, Section 224, in relation to the authority of counties to acquire lands for parks and museums and for other purposes.

JOHN W. PEMBERTON,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has passed the following Senate bill and returns same herewith to the Senate:

S. 105. To amend Section 1 of Act No. 208, Acts of Alabama, Special Session 1966, approved August 26, 1966, entitled "An Act To authorize, regulate and provide for the payment by the State of Alabama of compensation to the surviving dependents of certain peace or law enforcement officers and certain firemen who are killed or whose death results from an injury received in the course of his employment and while he is engaged in the performance of his duties; to designate the state board of adjustment as the state agency or awarding authority to hear, determine and order the payment of claims for compensation hereunder; to make an appropriation for payment of awards."

JOHN W. PEMBERTON,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House Bill:

H. 943. Relating to counties having populations of not less than 21,900 nor more than 22,300 according to the most recent federal decennial census, whose roads and bridges are constructed, maintained and repaired by the state highway department; authorizing and providing for the deduction and withholding by the judge of probate of any such county of a prescribed amount of the first moneys accruing from that part of the motor vehicle and trailer license taxes allocated to the county when such judge remits such taxes to the state highway department; and to prescribe the use of the amount so deducted.

JOHN W. PEMBERTON,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House Bill:

H. 594. To amend Act No. 616, H. 1163, Regular Session 1965 relating to counties having populations of not less than 48,200 nor more than 49,200 according to the most recent federal decennial census, and making further provisions respecting meetings of the board of registrars in such counties.

JOHN W. PEMBERTON,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House Bill:

H. 674. To amend the following Sections of Act No. 103, approved June 18, 1953 (Acts of Alabama, 1953, Pages 145-154), to establish a City of Dothan Pension and Retirement System.

JOHN W. PEMBERTON,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House Bill:

H. 636. To amend Act Number 280, H. B. 109, Acts of Alabama, Special Session of 1965, approved May 5, 1965, which relates to the appointment and compensation of Deputy District Attorneys of the Thirteenth Judicial Circuit.

JOHN W. PEMBERTON,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House Bill:

H. 836. To create a commission on taxation and services in all counties having populations of 600,000 or more, to prescribe the powers and duties of the commission and to provide for the selection and compensation of the commissioners.

JOHN W. PEMBERTON,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House Bill:

H. 927. To provide for the payment of an expense allowance for the Deputy or Assistant Judge of Probate of any branch office of the Probate Court in counties having a population of 500,000 or more according to the last or any subsequent federal decennial census.

JOHN W. PEMBERTON,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House Bill:

H. 883. To provide for the compensation to be paid the First Deputy District Attorney, the Second Deputy District Attorney, the Third Deputy District Attorney, the Fourth Deputy District Attorney, the Fifth Deputy District Attorney, the Sixth Deputy District Attorney, the Seventh Deputy District Attorney, the Eighth Deputy District Attorney, the Deputy District Attorney appointed by the District Attorney to serve in any Inferior Criminal Court, County Criminal Court, or County Misdemeanor Court, now or hereafter created, the Deputy District Attorney

appointed by the District Attorney to serve in any Juvenile Court, in counties having a population of six hundred thousand or more, according to the last or any succeeding decennial federal census and to provide for the payment of the same and to provide the date when said act shall go into effect.

JOHN W. PEMBERTON,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House Bill:

H. 929. To amend further Section 2 of Act No. 695, H. 1072, Regular Session 1951, an act relating to the registration and purgation of voters in counties having populations of 400,000 or more (Acts 1950-1951, v. 2, p. 1198).

JOHN W. PEMBERTON,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House Bill:

H. 657. To provide for the assessment of ad valorem taxes on real and personal property in counties having a population of not less than 52,000 nor more than 56,000 according to the most recent federal decennial census; to provide for the claiming of statutory exemptions on such property; and to provide penalties for failure to comply with the provisions of this Act.

JOHN W. PEMBERTON,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

The House has non-concurred in the Senate amendment to the bill:

H. 962. Relating to Randolph County; abolishing the court of county commissioners and creating in lieu thereof a board of revenue; providing for the election, terms, duties and compensation of the members and chairman of the board of revenue; and relieving the probate judge of certain duties in connection therewith.

And requests a Committee of Conference, and the Speaker of the House has named as a Committee of Conference on the part of the House Messrs. Young, Fine and Lemley.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

On motion of Mr. Torbert, the Senate refused to accede to the request of the House for a Committee on Conference on the disagreement of the two Houses on the Senate amendment to the Bill, H. B. 962, the title of which is set out in the foregoing Message from the House.

MESSAGE FROM THE HOUSE

Mr. President:

The House has originated and adopted the following House Joint Resolution and sends same herewith to the Senate for its consideration:

By Messrs. Culver, Bank, Brown and House:

H. J. R. 121. WHEREAS the Tuscaloosa, Alabama American Legion Post Number Thirty-four Baseball Team was runner-up in its leagues' 1966 World Series; and

WHEREAS this team has again won the regional championship for 1967, and will represent this district in the World Series to be held in Memphis; now therefore

BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH HOUSES THEREOF CONCURRING, That we take great pride in the ability and sportsmanship displayed by the Tuscaloosa, Alabama American Legion Baseball Team in winning the district championship and we wish them every success in their World Series play. We heartily commend each member of the team and their outstanding coach, Mr. Jerry Belk.

RESOLVED FURTHER That copies of this resolution be sent to the team, to Mr. Belk and to American Legion Post Number Thirty-four of Tuscaloosa.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

On motion of Mr. Skidmore, the Rules were suspended and the Resolution, H. J. R. 121, set out in the foregoing Message from the House, was concurred in and adopted by the Senate.

MESSAGE FROM THE HOUSE

Mr. President:

The House has amended as therein shown and as amended has passed the following Senate bill and returns same herewith to the Senate:

S. 461. To provide for the maintenance and construction of roads within state parks and state-owned public fishing lake areas.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

On motion of Mr. Carr, the Senate concurred in and adopted the following House amendment to the Bill, S. B. 461, the title of which is set out in the foregoing Message from the House, to-wit:

SUBSTITUTE FOR S. B. 461

A BILL
TO BE ENTITLED
AN ACT

To provide for the repair and maintenance of roads and bridges within state parks and state-owned public fishing lake areas.

Be It Enacted by the Legislature of Alabama:

Section 1. After the effective date of this Act, the Highway Department may have the duty and responsibility of repairing and maintaining all roads and bridges within the state parks system and state-owned public fishing lake areas.

Section 2. All laws or parts thereof in conflict with the provisions of this Act are hereby expressly repealed.

Section 3. This Act shall become effective immediately upon its passage and approval by the Governor or upon its otherwise becoming a law.

Yeas 32; Nays 0.

Yeas:

Messrs.:	Engel	Leonard	Pelham	
Albea	Folsom	Lindsey	Pierce	
Bailes	Giles	Lolley	Radney	
Branyon	Gilmore	McCarley	Skidmore	
Carr	Givhan	McDermott	Stone	
Childs	Harris	Morrow	Torbert	
Clark	Hawkins	O'Bannon	Turner	
Cooper	Jackson	Oden	Vacca	
Dominick				—32

Nays: —0

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Report of the Committee on Conference on the disagreement of the two Houses, on the Senate Amendment to the bill, H. 82. Said report of said Conference Committee being in words and figures as follows:

REPORT OF COMMITTEE ON CONFERENCE ON H. B. NO. 82

We, your committee of conference appointed to reconcile the differences between the two houses concerning H. B. 82 have met and agreed to the following report:

We recommend that the Senate recede from its amendment to the bill and that the bill as it passed the House be agreed to by both houses.

Thomas M. Marr
Curtis H. Springer
James W. Cameron
Conferees on the part of the House

C. C. Torbert, Jr.
Fred C. Folsom
J. J. Pierce
Conferees on the part of the Senate

The vote being: Yeas 64; Nays 0. And said bill:

H. 82. To provide that the disability or death of a firefighter caused by hypertension, heart disease or respiratory disease shall be considered as a service connected disability or death, subject to certain conditions prescribed in the Act, within the meaning of any laws which provide benefits for firefighters who, while employed by a municipality, are dis-

abled in the line of duty or for the widow, children or other dependents of firefighters who, while employed by a municipality, are killed in the line of duty.

as amended by the report of the Committee of Conference was again read at length and passed.

And said bill, together with the Report of the Committee of Conference is herewith sent to the Senate for its consideration.

JOHN W. PEMBERTON,
Clerk.

HOUSE MESSAGE

On motion of Mr. Pierce, the Senate concurred in and adopted the Report of the Committee on Conference on the disagreement of the two Houses on the Senate amendment to the Bill, H. B. 82, the title of which and said Conference Report are set out in the foregoing Message from the House.

Yeas 27; Nays 0.

Yeas:

Messrs.:	Cooper	Hawkins	Pelham
Adams	Engel	Jackson	Pierce
Bailes	Folsom	Leonard	Skidmore
Branyon	Giles	Lolley	Stone
Carr	Gilmore	McDermott	Torbert
Childs	Givhan	Morrow	Turner
Clark	Harris	O'Bannon	Vacca

—27

Nays: —0

And said Bill, H. B. 82, as thus amended by the Conference Report, was again read at length and passed.

Yeas 27; Nays 0.

Yeas:

Messrs.:	Cooper	Hawkins	Pelham
Adams	Engel	Jackson	Pierce
Bailes	Folsom	Leonard	Skidmore
Branyon	Giles	Lolley	Stone
Carr	Gilmore	McDermott	Torbert
Childs	Givhan	Morrow	Turner
Clark	Harris	O'Bannon	Vacca

—27

Nays: —0

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the following Senate Joint Resolution and returns same herewith to the Senate:

S. J. R. 96. Relative to continuation of the Joint Committee established by H. J. R. 107, Act No. 483, approved September 6, 1957.

JOHN W. PEMBERTON,
Clerk.

FURTHER CONSIDERATION OF H. B. 223

The Senate proceeded to further consideration of the Bill, H. B. 223.

MESSAGE FROM THE HOUSE

Mr. President:

The Speaker of the House having signed the following House Bills, your signature thereto is requested:

H. 540. To apply only in counties having populations of not less than 25,800 nor more than 26,700, according to the most recent federal decennial census, providing that the Board of Education of any such county is hereby authorized to expend public school funds for the purpose of purchasing a site and providing suitable and adequate office facilities for the county superintendent of education and the central office staff.

Also:

H. 714. Relating to counties having a population of 600,000 or more according to the last or any succeeding federal census; and to provide for the allocation and distribution between and among said counties and the incorporated municipalities located therein of those portions of the net proceeds from the state gasoline excise tax that are allocated or apportioned to such counties and municipalities therein by sections 3, 4 and 5 of Act No. 224 adopted at the special session of the legislature of Alabama approved May 10, 1967; to repeal all laws or parts of laws in conflict herewith and to fix the effective date of this act.

Also:

H. 321. To create and establish the Alabama Council on the Arts, to provide for the appointment of its members, their qualifications, terms, duties, authority, and making an appropriation therefor.

Also:

H. 554. To amend Act No. 145, H. 181 of the Special Session of 1967, an act providing expense allowances for members of the governing bodies of counties having populations of not less than 14,300 nor more than 14,600.

Also:

H. 369. To alter, rearrange and extend the boundary lines of the City of Gadsden in Etowah County, Alabama, so as to include within the corporate limits of said city certain property herein set out and described.

Also:

H. 612. To provide for a division of the Court of Common Pleas of Tallapoosa County composed of Beats 10, 12, and 13 of said county, and for holding sessions of the court of Carrville.

Also:

H. 477. To provide an additional and alternate method of issuing licenses and the paying for same in Madison County.

Also:

H. 615. To amend Act No. 437, H. 886, approved November 13, 1959, an act creating a jury commission for Covington County (Acts 1959, v. 2, p. 1125).

Also:

H. 656. To provide an additional and alternative method of assessing, paying taxes on and issuing license tags for motor vehicles, in counties having populations of not less than 51,000 nor more than 56,000 according to the most recent federal decennial census.

Also:

H. 533. To alter, rearrange and extend the boundary lines and corporate limits of the City of Huntsville so as to annex certain territory to the City of Huntsville, Madison County, Alabama.

Also:

H. 571. To apply only in counties having populations of not less than 19,500 nor more than 20,000, fixing the fee for issuance of pistol permits by the sheriff and providing for disposition and use of such fees.

Also:

H. 515. To alter, extend, re-arrange and re-design the boundaries and corporate limits of the city of Union Springs in Bullock County, Alabama.

Also:

H. 648. Providing further for expense allowances for certain members of the governing bodies of counties having populations of not less than 57,000 nor more than 61,000.

Also:

H. 381. To apply only in counties in the state having a population of not less than 49,500 nor more than 50,500 inhabitants, according to the last or any subsequent federal decennial census, wherein the use of voting machines has been, or shall be, authorized; to provide that the county governing body in regulating and providing for the use of voting machines in all elections in the county may, in the manner herein prescribed, divide any voting precinct of the county into territories, designate in each territory a voting center at which the qualified electors of the territory so designated may vote, and prescribe the number of voting machines to be maintained at each voting center; and to provide election officers for each voting center designated by the county governing body, prescribe the duties of such election officers, and fix their compensation.

Also:

H. 725. To amend Act No. 394, S. 483, Regular Session 1965, relating to the office of tax assessor of Madison County, so as to provide further for the clerks and assistants for the tax assessor.

Also:

H. 721. To apply only in counties having populations of not less than 21,900 nor more than 22,300, providing expense allowances payable from the county treasury for the coroners of such counties.

Also:

H. 722. To regulate the compensation of members of the county board of registrars in all counties having populations of not less than 21,900 nor more than 22,300, according to the most recent federal decennial census; providing for payment of additional compensation from the county treasury.

Also:

H. 705. To apply only in counties having not less than 16,200 nor more than 17,200 according to the most recent federal decennial census; authorizing the chairman or president of the county governing body to make expenditures from the county road, bridge and public building fund.

Also:

H. 813. To amend Section 2 of Act No. 506, S. 454, Regular Session 1963 (Acts of Alabama 1963, page 1093) relating to the Compensation of the County Superintendent of Education of Cherokee County, Alabama.

Also:

H. 366. Fixing the salaries of the Sheriff, Tax Assessor, Tax Collector, Register, and Circuit Clerk of DeKalb County, Alabama, and to provide payment of same.

Also:

H. 904. To apply only in counties having populations of not less than 25,800 nor more than 26,500; authorizing the boards of education of all such counties to purchase sites for, construct, erect and equip and operate technical and special schools within city school systems.

JOHN W. PEMBERTON,
Clerk.

SIGNING OF BILLS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the foregoing bills; the titles of which are set out in the foregoing message from the House.

MESSAGE FROM THE HOUSE

Mr. President:

The Speaker of the House having signed the following House Bills, your signature thereto is requested:

H. 832. To authorize the governing body of any county of the State having a population of 500,000 or more, according to the last or any subsequent Federal census, to levy a business or privilege tax upon any business, vocation, occupation, calling or profession for which a license or privilege tax is not required for either the State of Alabama or the county by the laws of the State of Alabama, and to limit the amount of any such business or privilege tax.

Also:

H. 823. To levy in each county of the State having a population of 500,000 or more, according to the last or any subsequent federal census, a privilege or license tax, generally paralleling the State sales tax, upon persons engaged in said county in the business of selling tangible personal property at retail or conducting places of amusement or entertainment or engaged in said county in any business subject to the State sales tax, and to levy an excise tax, generally paralleling the State use tax, on the storage, use or other consumption in said county of tangible personal property purchased at retail, to provide that the said privilege or license tax is required to be passed on to the consumer or purchaser at retail, to

the extent provided for in this act; to provide for the making of reports or returns and the keeping of records with respect to the taxes herein levied; to provide that the exemptions applicable to the State sales tax statutes and the State use tax statutes, as said statutes may from time to time be amended, shall be applicable respectively to the said privilege or license tax and the said excise tax, to confer power to administer the act upon the Commissioner of Licenses or other officer or employee of said county charged with the duty of collecting county business license taxes or other license taxes now or hereafter required by law to be paid; to provide for the collection of the taxes levied by this act; to authorize the said Commissioner of Licenses, or other county officer or employee collecting said business license taxes or other license taxes, as aforesaid, to enforce such collection by civil suit, injunction, and accounting, or any of them; to provide that the taxes levied by this act shall constitute a lien and to provide that such lien shall be superior to all other liens except the liens of ad valorem taxes, other license taxes, and municipal assessments; to provide for the enforcement of the lien of the taxes levied by this act; to provide that any taxpayer dissatisfied with the assessment made against him with respect to any such tax may appeal from the assessment to the Circuit Court of the county, sitting in equity, and to prescribe the procedure on such appeal; to provide that the proceeds collected each month from the taxes herein levied shall be divided into two equal shares; to provide that the first such one-half share, after payment into the general treasury of the county of a specified percentage to compensate the county for the administrative, collection, and enforcement expenses relating to such taxes, shall be paid into the County Indigent Care Fund created in Section 14 of Act No. 387 enacted at the 1965 Regular Session of the Legislature of Alabama; to provide that of such remaining one-half share, the first $100,000 collected each such month shall be paid to the public corporation created in such county by Act No. 547 enacted at the 1965 Regular Session of the Legislature of Alabama for the purpose of establishing, constructing, maintaining and operating a civic center in the county seat of said county, for the payment to such public corporation of a certain additional portion of such one-half share, not exceeding $100,000, per month, in the event the proceeds from certain other specified taxes paid to such corporation during such month are less than $100,000, also for the payment each month out of the balance remaining an amount equal to twenty-two percent (22%) of such remaining one-half share to the treasurer or other custodian of funds for the Board of Health of any such county, and for the payment of the balance of such one-half share into the general treasury of said county; to repeal Sections 2 to 13, inclusive, of Act No. 387 enacted at the 1965 Regular Session of the Legislature of Alabama; and to provide an effective date.

Also:

H. 880. Proposing amendment of Amendment CCXXXVIII to the Constitution of Alabama of 1901 relating to the establishment, maintenance and operation of a Civic Center in any county of the State having a population of 500,000 or more, according to the last or any subsequent Federal census.

JOHN W. PEMBERTON,
Clerk.

SIGNING OF BILLS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the foregoing bills; the titles of which are set out in the foregoing message from the House.

MESSAGE FROM THE HOUSE

Mr. President:

The Speaker of the House having signed the following House Bill, your signature thereto is requested:

H. 898. To authorize and provide for transference to the board of trustees of the University of South Alabama of all functions, authority, powers, duties, funds, property, resources, and effects belonging to the Mobile County hospital board, a public corporation, to provide for dissolution of the corporation and for operation of Mobile General Hospital under the management and control of said board of trustees.

JOHN W. PEMBERTON,
Clerk.

SIGNING OF BILLS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after its title had been publicly read at length by the Secretary of the Senate, signed the foregoing bill; the title of which is set out in the foregoing message from the House.

MESSAGE FROM THE HOUSE

Mr. President:

The Speaker of the House having signed the following House Bill, your signature thereto is requested:

H. 578. To amend Section 2 of Act No. 217 enacted at the 1967 Special Session of the Legislature of Alabama so as to clarify the provisions thereof exempting utility services therefrom and so as to exempt from the provisions of said act contracts relating to industrial development, contracts for the furnishing of fiscal or financial advice or services, contracts for the construction and equipment of buildings for public building authorities under the provisions of Act No. 493 of the 1955 Regular Session of the Legislature of Alabama (as amended) and certain purchases made for use in the operation of certain water works systems, sanitary sewer systems, electric systems and gas systems that are owned by counties, municipalities or by public corporations, boards or authorities that are agencies, departments or instrumentalities of counties or municipalities.

JOHN W. PEMBERTON,
Clerk.

SIGNING OF BILLS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after its title had been publicly read at length by the Secretary of the Senate, signed the foregoing bill; the title of which is set out in the foregoing message from the House.

FURTHER CONSIDERATION OF H. B. 223

The Senate proceeded to further consideration of the Bill, H. B. 223.

REPORT FROM RULES

Mr. Clark, Chairman of the Standing Committee on Rules, reported that said Committee, in Session, had acted on the following Motion in Writing and ordered same returned to the Senate with a favorable report, to-wit:

Motion in Writing by Mr. Giles relative to H. B. 223

Mr. Morrow moved that said Motion in Writing be re-referred to the Standing Committee on Rules. On motion of Mr. Clark, the motion to re-refer was laid on the table.

Yeas 18; Nays 14.

Yeas:

Messrs.:	Folsom	Lindsey	Radney	
Branyon	Giles	Lolley	Skidmore	
Clark	Givhan	McCarley	Stone	
Cooper	Jackson	Oden	Turner	
Engel	Leonard	Pelham		—18

Nays:

Messrs.:	Childs	Hawkins	Pierce	
Albea	Dominick	McDermott	Torbert	
Bailes	Gilmore	Morrow	Vacca	
Carr	Harris	Nabors		—14

Mr. Clark then moved that said Motion in Writing be adopted, which motion was lost.

Yeas 14; Nays 18.

Yeas:

Messrs.:	Giles	Lindsey	Skidmore	
Clark	Givhan	McCarley	Stone	
Cooper	Jackson	Oden	Turner	
Folsom	Leonard	Pelham		—14

Nays:

Messrs.:	Carr	Harris	Pierce	
Adams	Childs	Hawkins	Radney	
Albea	Dominick	McDermott	Torbert	
Bailes	Engel	Morrow	Vacca	
Branyon	Gilmore	Nabors		—18

RESOLUTION

Messrs. Pierce and Morrow offered the following Senate Resolution, to-wit:

S. R. 115. BE IT RESOLVED BY THE SENATE OF THE STATE OF ALABAMA, That we applaud the stand of former Governor George C. Wallace in condemning the northern liberal politicians who on many occasions have invoked cloture on the conservative southern representatives in Congress. These fine southern gentlemen, whose only remaining weapon has been the use of the microphone to stand up to the destructive and discriminating policies and procedures to limit debate regardless of the issues involved.

The right of unlimited debate is a time honored tradition in the south and we wish to applaud all advocates of free speech and deplore

any attempt to provoke or transcend the methods of these northern liberal politicians to this honored body.

Which was read and referred to the Standing Committee on Rules.

FURTHER CONSIDERATION OF H. B. 223

The Senate proceeded to further consideration of the Bill, H. B. 223.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the amendment proposed by Her Excellency, the Governor, to the bill:

S. 161. To amend Section 2, 3, 8 and 10 of Act No. 391, S. 33, Regular Session 1955 (Acts 1955, p. 926) an act regulating the sale, possession, displaying, offering for sale and use of fireworks in Alabama, so as to declare certain fireworks and pyrotechnics to be contraband and to constitute a nuisance and to authorize and direct their confiscation and destruction.

by a vote of a majority of the whole number elected to the House, said vote being: Yeas 75, Nays 0.

And said bill, as thus amended by the executive amendment, was again read at length and passed by a vote of a majority of the whole number elected to the House, said vote being: Yeas 68, Nays 0.

And said bill, together with the executive amendment, is herewith returned to the Senate.

JOHN W. PEMBERTON,
Clerk.

REPORT OF COMMITTEE ON ENROLLED BILLS

Mr. President:

Your Standing Committee on Enrolled Bills begs leave to report that said Committee, in session, has compared the following enrolled Senate Bills and Senate Joint Resolution with the original Senate Bills and Senate Joint Resolution respectively, and finds same correctly enrolled, to-wit:

S. J. R. 97. Creating a Joint Interim Committee on Highway Safety.

Also:

S. 301. To amend Act No. 79, S. B. 76, Special Session 1961, an act regulating the practice of engineering and land surveying, in relation to definitions and general requirements for registration and certification.

Also:

S. 388. To provide for the regulation of the practice of podiatry; to provide for the examination of applicants to practice podiatry in Alabama; to provide for the issuing of licenses and certificates and the registration and display thereof; to provide for reports by probate judges of said registration; to provide for a state board of podiatry; to provide for appointment of members thereof and prescribe their duties, powers, qualifications, terms of office and compensation; to provide for the

disposition of fees collected by said board; to provide fees and funds for enforcing said act; to provide for enforcing said act; to allow the board to enter into reciprocity agreements with like boards of other states; to provide penalties and punishments for violations of the provisions of said act; and to repeal all general and local laws in conflict with said act.

Also:

S. 570. To authorize and provide for the payment of supplemental retirement benefits to certain municipal employees in cities in this State having populations of not less than 200,000 nor more than 300,000, according to the last or any subsequent federal decennial census; to restrict the application of Act No. 773, S. 621, Regular Session 1951 (Acts 1951, P. 1342), as amended, which established a pension and relief system for municipal employees.

Also:

S. 583. To amend Act No. 516, of H. 1003, Regular Session 1959, which act levies county privilege license and excise taxes for public school purposes in Franklin County (Acts 1959, v. 2, p. 1267), so as to make further provisions respecting distribution of the proceeds of such taxes.

Also:

S. 599. To provide further for funds for the maintenance and operation of a county health department under direction of a county health officer in all counties having populations of not less than 300,000 nor more than 500,000, according to the most recent federal decennial census; requiring contributions by incorporated municipalities in such counties.

RICHARD DOMINICK,
Chairman.

SIGNING OF BILLS AND SENATE JOINT RESOLUTIONS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the foregoing bills and Senate Joint Resolution; the titles of which are set out in the foregoing report from the Committee on Enrolled Bills.

MESSAGE FROM THE HOUSE

Mr. President:

The House has concurred in and adopted the Senate amendment to the following House Bill:

H. 121. To amend Code of Alabama 1940, Title 7, Sections 727, 728, 729, 735, 737 and 739 for the purpose of regulating further the period in which real estate or any interest therein, which has been sold under the power of sale in a deed of trust or mortgage, may be redeemed.

JOHN W. PEMBERTON,
Clerk.

REPORT OF COMMITTEE ON ENROLLED BILLS

Mr. President:

Your Standing Committee on Enrolled Bills begs leave to report that said Committee, in session, has compared the following enrolled Senate Bills and Senate Joint Resolutions with the original Senate Bills and Senate Joint Resolutions respectively, and finds same correctly enrolled, to-wit:

S. J. R. 93. Mourning the death of Mr. Hatchett Chandler of Fort Morgan, Alabama.

Also:

S. 71. To amend Title 8, Section 206, Code of Alabama 1940, which pertains to the police powers of the employees of the Department of Conservation.

Also:

S. 73. To make it unlawful for any person to set certain type fires when an emergency drought condition exists when so declared by the Director of Conservation with the approval of the Governor.

Also:

S. 86. To amend Code of Alabama, Title 13, Section 79, relating to Assistant Marshal and Librarian of the Supreme Court of Alabama.

Also:

S. 88. To amend Code of Alabama, Title 13, Sections 49, 51, and 57, relating to the Clerk of the Supreme Court.

Also:

S. 91. To propose and provide for the submission of an amendment to the Constitution of Alabama providing for the amendment of Article 6, Section 164 of the Constitution of Alabama relative to the Clerk of the Supreme Court.

Also:

S. 96. To amend Section 11 of Act No. 100 (S. 68), Regular Session of the Legislature of 1959, approved June 24, 1959, General Acts of 1959, an act relating to the Board of Dental Examiners of Alabama.

Also:

S. 99. To authorize, provide for and regulate the reimbursement out of the state treasury of certain of the expenses incurred by judges of Alabama courts in attending and participating in the National College of State Trial Judges of Reno, Nevada; and to make a continuing appropriation therefor.

Also:

S. 116. To provide that all motor vehicles entering an Interstate Highway or limited access highway shall yield the right-of-way to vehicles traveling upon such highway, and to authorize the State Highway Department to erect traffic control signs at intersections of such highways.

Also:

S. 119. To amend Section 58 (2) of Title 36, of the 1940 Code of Alabama (as amended).

Also:

S. 125. Relating to motor vehicles, requiring that seat safety belts and anchors sold or installed for use in connection with the operation of motor vehicles on any highway in this state meet specifications prescribed by the Department of Public Safety; and prescribing penalties for violation of this Act.

Also:

S. 129. To revise and amend Section 58 (34) of Title 36 of the Code of Alabama (1940), relating to the safety glazing material in motor vehicles.

Also:

S. 203. To make an additional appropriation to the Division of Forestry of the Department of Conservation for the fiscal year ending September 30, 1967.

Also:

S. 259. To amend further Section 440 of Title 37 of the Code of Alabama, 1940, as amended, relating to municipal operations.

Also:

S. 309. To amend further Sections 660 and 663, Chapter 6, Title 2, Code of Alabama 1940, as amended, relating to the state soil conservation committee so as to change the name of the committee, the location of its office, and to provide further for the application of the provisions of this chapter.

Also:

S. 320. To amend Act No. 720, H. 231, approved September 17, 1953 (Acts 1953, v. 2, p. 974), an act prohibiting certain public employees from participating in labor unions or labor organizations, so as to make further provisions respecting the employees of Bryce Hospital, Searcy Hospital, and Partlow State School.

Also:

S. 373. To amend Title 8, Section 183, Code of Alabama 1940, which pertains to the State Park Fund.

Also:

S. 561. To further amend Section 27, Title 17, Code of Alabama, 1940 as amended, in relation to the meeting days of boards of registrars and validating and confirming expenditures heretofore made.

Also:

S. J. R. 77. Mourning the death of Mrs. Kathryne S. White of Enterprise, Alabama.

Also:

S. J. R. 96. Continuing Joint Committee to study the production and processing of cotton.

Also:

S. 70. To provide a program for the protection of forest trees from insect infestation and disease. To establish a system and method for the suppression of infestation and disease in forest trees. To provide for cooperative agreements with the Federal Government, other agencies and persons. To provide for a fund known as the "Control of Forest Tree Insects and Diseases Fund".

Also:

S. 82. To amend Act No. 563, Acts of 1965, Regular Session, page 1049, "To provide for the health and welfare of children; requiring the mandatory reporting by physicians, institutions, and others of injuries inflicted, by other than accidental means, upon children under the age of sixteen years; exempting physicians, institutions and others from any liability, civil or criminal, that might otherwise be incurred or imposed for participation in such report; prescribing penalties for failure to report."

Also:

S. 105. To amend Section 1 of Act No. 208, Acts of Alabama, Special Session 1966, approved August 26, 1966, entitled "An Act To authorize, regulate and provide for the payment by the State of Alabama of compensation to the surviving dependents of certain peace or law enforcement officers and certain firemen who are killed or whose death results from an injury received in the course of his employment and while he is engaged in the performance of his duties; to designate the state board of adjustment as the state agency or awarding authority to hear, determine and order the payment of claims for compensation hereunder; to make an appropriation for payment of awards."

Also:

S. 374. To provide for the operation of all state parks, monuments and historical sites and parks division facilities by employees of the department of conservation, division of state parks, monuments and historical sites under certain conditions.

Also:

S. 435. To amend Section 517 of Title 37 of the Code of Alabama of 1940 to provide for notice by certified mail or registered mail.

Also:

S. 461. To provide for the repair and maintenance of roads and bridges within state parks and state-owned public fishing lake areas.

Also:

S. 504. To amend Section 312 of Title 37 of the Code of Alabama of 1940, as heretofore amended, so as to provide that the maturities of revenue bonds issued under subdivision 3 of Article 2 of Chapter 6 of the said code, as amended, shall comply with the applicable requirements of Section 255 of the said Title 37 and so as to eliminate any other requirements with respect to such maturities.

Also:

S. 505. To amend Section 255 of Title 37 of the Code of Alabama of 1940, as heretofore amended, so as to clarify its provisions; so as to incorporate therein the provisions of Act No. 724, 1957 Regular Session, which relates to compliance with the said Section 255; and so as to provide that all revenue bonds issued pursuant to Chapter 6 of Title 37 of

the Code of Alabama of 1940 and payable out of the revenues from the same system or systems may be treated as if constituting one issue for the purpose of compliance with the requirements of the said Section 255.

Also:

S. 509. To protect peace officers from personal abuse or assault while engaged in performance of duties, and to prescribe a penalty for abuse or assault upon such peace officers.

Also:

S. 548. To amend Code of Alabama 1940, Title 12, Section 224, in relation to the authority of counties to acquire lands for parks and museums and for other purposes.

Also:

S. 161. To amend Sections 2, 3, 8 and 10 of Act No. 391, S. 33, Regular Session 1955 (Acts 1955, p. 926) an act regulating the sale, possession, displaying, offering for sale and use of fireworks in Alabama, so as to declare certain fireworks and pyrotechnics to be contraband and to constitute a nuisance and to authorize and direct their confiscation and destruction.

RICHARD DOMINICK,
Chairman.

SIGNING OF BILLS AND SENATE JOINT RESOLUTIONS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the foregoing bills and Senate Joint Resolutions; the titles of which are set out in the foregoing report from the Committee on Enrolled Bills.

MESSAGE FROM THE HOUSE

Mr. President:

The Speaker of the House having signed the following House Joint Resolutions, your signature thereto is requested.

H. J. R. 118. Wishing the Speaker of the House a Happy Birthday.

Also:

H. J. R. 119. Relating to the accounting procedures of Alabama Milk Control Board.

Also:

H. J. R. 121. Congratulating the Tuscaloosa, Alabama American Legion Post Number Thirty-four Baseball Team for winning the district championship in the World Series play.

JOHN W. PEMBERTON,
Clerk.

SIGNING OF HOUSE JOINT RESOLUTIONS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds

vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the foregoing House Joint Resolutions; the titles of which are set out in the foregoing message from the House.

MESSAGE FROM THE HOUSE

Mr. President:

The Speaker of the House having signed the following House Bills, your signature thereto is requested:

H. 827. To further amend retrospectively Section 22 of Act No. 929 of the Legislature of Alabama of 1951 establishing a pension system for officers and employees of any city of the State having a population of 250,000 or more according to the last or any succeeding Federal census.

Also:

H. 828. To further amend Act No. 634, approved September 4, 1951, Acts of Alabama of 1951, Regular Session, page 1089, as heretofore amended, which said Act No. 634 prescribes certain duties and functions of County Planning Commissions and Boards of Zoning Adjustment and the governing bodies in all counties having a population of 400,000 or more according to the 1940 or any succeeding Federal census, and which defines the authority, powers and functions of such Boards and authorizes the governing body of such counties to enforce its rules, resolutions, regulations and ordinances and to provide remedies for the enforcement of its rules, resolutions, regulations and ordinances made by the governing bodies and to appoint a County Building Commissioner and to prescribe his authority and duties and to provide penalties for the violation of such rules, resolutions, regulations and ordinances.

Also:

H. 829. To provide that any city of the state having a population of 300,000 inhabitants or more according to the last or any subsequent federal census shall have authority, after notice as provided, to remove or demolish buildings and structures, parts of buildings and structures, party walls and foundations when the same are found by the governing body of such city to be unsafe to the extent of being a public nuisance; to provide for a hearing by the governing body if requested; to authorize that the cost of such demolition shall constitute a special assessment against the lot or lots, parcel or parcels whereon the building or structure was located and that such assessment to constitute a lien on said property; and to provide a method of collecting such assessments.

Also:

H. 830. To amend Section 6 of Act No. 307 of the 1943 Session of the Legislature of Alabama (General Acts of Alabama, Regular Session 1943, Page 264), approved June 28, 1943, relating to the establishment of a Firemen's Pension and Relief Fund in cities having a population of as much as 300,000 people, according to the last or any subsequent federal census.

Also:

H. 831. To amend Section 5 of Act No. 283 of the 1943 Regular Session of the Legislature of Alabama (General Acts of Alabama of 1943, Page 241) approved June 28, 1943, relating to the establishment of a policemen's pension and relief fund in cities with a population of as much as 100,000, according to the last or any subsequent federal census.

Also:

H. 833. To provide that any municipality situated in a county of the State having a population of 600,000 or more inhabitants, according to the last or any subsequent Federal decennial census shall have the authority to assist any other municipality in such county in fighting, suppressing or preventing a fire, tumult or riot in such other municipality and to provide that any such municipality may pay all or any part of the hospital bills, doctors' bills and other medical expenses incurred by any policeman, fireman or other employee in the performance of his duty in the municipality by which he is employed or in any other municipality of the county, or otherwise outside the corporate limits thereof.

Also:

H. 835. To apply only in counties having populations in excess of 500,000, providing for appointment of clerks and assistants to aid in canvassing the returns of general elections and for payment of their compensation.

Also:

H. 837. To amend Section 3 of Act No. 248 of the Regular Session of the Legislature of Alabama of 1945, approved July 6, 1945, (Alabama Acts, 1945, page 380 et seq.)

Also:

H. 637. To amend further Act No. 263, S. 222, Special Session 1961 (Acts 1961, p. 2280), relating to the compensation of election officers in counties having populations of not less than 300,000 nor more than 500,000.

Also:

H. 761. To fix the salary of the clerk of the court of general sessions at Mobile County and to regulate the payment thereof.

Also:

H. 858. To alter, rearrange and extend the corporate limits of the City of Sylacauga, Talladega County, Alabama.

Also:

H. 857. To alter, rearrange and extend the corporate limits of the City of Sylacauga, Talladega County, Alabama.

Also:

H. 795. To apply only in counties having populations of not less than 15,400 nor more than 16,000; providing an expense allowance payable from the county treasury for the use of the coroner.

Also:

H. 873. To apply only in counties having populations of not less than 76,000 nor more than 96,000 according to the most recent federal decennial census, authorizing municipal corporations to make valid conveyances of certain surplus property.

Also:

H. 877. To apply only in counties having populations of not less than 100,000 nor more than 115,000 according to the most recent federal decennial census; making provisions for recording change of ownership of motor vehicles, and prescribing penalties.

Also:

H. 737. Regulating the practice of barbering; prescribing the terms upon which licenses may be issued to practitioners of barbering, including students and apprentices; regulating barber shops, barber schools and instructors; providing for the appointment of a County Board of Barber Commissioners, and defining the duties of said Board; prescribing fees; defining certain misdemeanors and providing penalties for violation thereof in all counties having a population of not less than 100,000 nor more than 115,000 inhabitants according to the last or any subsequent federal decennial census.

Also:

H. 909. To apply only in counties having populations of not less than 16,150 nor more than 17,350; providing expense allowances for tax collectors of such counties.

Also:

H. 910. To apply only in counties having populations of not less than 16,150 nor more than 17,350; providing expense allowances for tax assessors of such counties.

JOHN W. PEMBERTON,
Clerk.

SIGNING OF BILLS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the foregoing bills; the titles of which are set out in the foregoing message from the House.

MESSAGE FROM THE HOUSE

Mr. President:

The Speaker of the House having signed the following House Bills, your signature thereto is requested:

H. 464. Relating to Blount County, Alabama; prohibiting the pollution, discoloration, contamination, clogging or diversion of public streams, and providing penalties for violations.

Also:

H. 565. To authorize and provide for the establishment, maintenance, equipping, operation, and financing of a public law library in Elmore County; and to provide for the taxing and collection of law library fees as items of court costs in cases docketed in certain courts within the county.

Also:

H. 175. To amend Section 5 of Act No. 181 adopted at the regular session of the legislature of Alabama, 1957 Session, on August 7, 1957, providing for the compensation of the members of the County Commission of Mobile County.

Also:

H. 974. To alter, re-arrange and extend the boundaries and corporate limits of the municipality of Moundville in Hale County; annexing certain territory to said municipality.

Also:

H. 844. To extend, alter and rearrange the boundaries and corporate limits of the City of Florence so as to annex certain adjacent territory to the City of Florence.

Also:

H. 781. Relating to Counties having a population of not less than 38,000, nor more than 45,000, and providing for payment of salary to the Judge of the Inferior Court in any such County, and to provide for all fees going to said Court, to be paid into the general fund of such County.

Also:

H. 991. To provide for public highways, streets, and bridges in Madison County; and to that end to require that the said county provide the services of a county engineer for its highway, street and bridge program and to make provisions for the distribution among the said county and the municipalities therein of (1) those portions of the net proceeds from the state gasoline excise tax that are allocated or apportioned to the said county by Sections 3 and 4 of Act No. 224 adopted at the special session of the Legislature of Alabama that convened on March 2, 1967, and (2) those portions of the net proceeds from the state motor vehicle license taxes and registration fees that are referred to in paragraphs (b) and (c) of Section 713 of Title 51 of the Code of Alabama of 1940, as amended, and that are provided in the said paragraphs to be paid or allocated to the said county and the municipalities therein.

Also:

H. 933. To provide an expense allowance for the judge of the county court in all counties having populations of not less than 170,000 nor more than 300,000 according to the last or any succeeding federal census and to provide for an effective date and an expiration date for the operation of such Act.

Also:

H. 994. To authorize the governing body of any county of the state having a population of not less than 300,000 nor more than 500,000, according to the last or any subsequent federal census, to levy a business or privilege tax upon any business, vocation, occupation, calling or profession for which a license or privilege tax is not required for either the State of Alabama or the county by the laws of the State of Alabama.

Also:

H. 937. An Act to provide for a retirement pension for certain elected public officials of any municipality having a population of not less than 200,000 nor more than 500,000 according to the most recent Federal Decennial Census; to prescribe the eligibility requirements for such pension and the amount, method, and source of payment thereof.

Also:

H. 996. To provide retirement allowances for certain elected officials of Mobile County and of incorporated municipalities therein; providing for contributions by elected officials from the salaries paid them as public officials; providing for certain payment in event of disability; providing for approval of a majority of the voters in the respective political subdivisions before the provisions of this act can become operative as to any such subdivision.

Also:

H. 922. Relating to law enforcement in Houston County; fixing the fee for the issuance of pistol permits; providing for the deposit of such fees in the general fund and in a fund to be designated the Sheriff's Fund and providing for the use of the money deposited in the Sheriff's Fund.

Also:

H. 957. Relating to the municipality of Henagar in DeKalb County; to alter, re-arrange and extend the boundaries of The Town of Henagar.

Also:

H. 956. To apply only in counties having populations of not less than 16,150 nor more than 17,350; providing expense allowances for register in chancery of such counties.

Also:

H. 939. Relating to Morgan County; amending Section 16 of Act No. 129, S. 97, Regular Session 1939 (Local Acts 1939, p. 70), as amended, which created the Morgan County Board of Revenue and Control; providing for the filling of vacancies occurring on the board by the remaining members of the board.

Also:

H. 903. Relating to Morgan County; relieving certain county officials of the duty of subscribing for, taking, filing, causing to be bound, and kept in their respective offices, copies of weekly newspapers published in the county.

Also:

H. 902. To provide for the payment into the general fund of Morgan County of all fees collected as solicitors' fees in the Morgan County Court of Morgan County, Alabama.

Also:

H. 949. To apply only in counties having populations of not less than 57,000 nor more than 61,000 according to the most recent federal decennial census; to provide additional clerical help for the circuit court clerk.

Also:

H. 848. To provide for the appointment by the Governor of a Special Judge in Inferior County Courts in counties having a population of not less than 300,000 nor more than 500,000, according to the last Federal decennial census, when the judge of said court has impeachment proceedings pending against him and to provide for the appointment by the Governor of a judge in the event said office shall become vacant and to provide for the election of a successor.

Also:

H. 851. To apply only in counties having populations of not less than 57,000 nor more than 61,000 according to the most recent federal decennial census; providing additional expense allowances for the tax assessors and tax collectors of such counties.

JOHN W. PEMBERTON,
Clerk.

SIGNING OF BILLS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the foregoing bills; the titles of which are set out in the foregoing message from the House.

MESSAGE FROM THE HOUSE

Mr. President:

The Speaker of the House having signed the following House Bills, your signature thereto is requested:

H. 841. To amend Act No. 617 of the Legislature of Alabama of 1959 (Ala. Acts, 1959, p. 1509) providing with respect to any pension system for employees of any city of the State of a population of 300,000 or more according to the last or any subsequent census that one or more members of the system affected by the same question of law may upon behalf of all file a class suit against the trustees of the pension system to enforce benefits which are denied.

Also:

H. 916. Relating to cities having a population of not less than 35,000 nor more than 55,000 according to the last or any subsequent federal decennial census; providing for the planning, design, location, financing, acquisition of property for, construction, alteration, enlargement, use, maintenance, and fostering of off-street automobile parking facilities in such cities.

Also:

H. 1002. Applying to all counties having a population of not less than 65,000 nor more than 95,000 according to the last or any subsequent federal decennial census; creating an assistant clerk in certain divisions of the county courts in such counties and providing for the pay thereof.

Also:

H. 972. To provide additional and alternate methods of annexation of certain territory to municipalities in counties in the State of Alabama having a population of not less than ninety-six thousand (96,000) nor more than one hundred six thousand (106,000) inhabitants according to the last or any subsequent Federal Census.

Also:

H. 946. To provide expense allowances for the judges of the circuit court of the Eighth Judicial Circuit of Alabama.

Also:

H. 941. To alter, rearrange and extend the boundary lines and corporate limits of the town of Sumiton in Walker County.

Also:

H. 3. To amend Section 1, Act No. 931, Acts of Alabama 1951, page 1599, approved September 12, 1951.

Also:

H. 642. To amend Code of Alabama 1940, Title 52, Section 298, in relation to the minimum age at which children may enter school.

Also:

H. 929. To amend further Section 2 of Act No. 695, H. 1072, Regular Session 1951, an act relating to the registration and purgation of voters in counties having populations of 400,000 or more (Acts 1950-1951, v. 2, p. 1198).

Also:

H. 943. Relating to counties having populations of not less than 21,900 nor more than 22,300 according to the most recent federal decennial census, whose roads and bridges are constructed, maintained and repaired by the state highway department; authorizing and providing for the deduction and withholding by the judge of probate of any such county of a prescribed amount of the first moneys accruing from that part of the motor vehicle and trailer license taxes allocated to the county when such judge remits such taxes to the state highway department; and to prescribe the use of the amount so deducted.

Also:

H. 594. To amend Act No. 616, H. 1163, Regular Session 1965 relating to counties having populations of not less than 48,200 nor more than 49,200 according to the most recent federal decennial census, and making further provisions respecting meetings of the board of registrars in such counties.

Also:

H. 636. To amend Act Number 280, H. B. 109, Acts of Alabama, Special Session of 1965, approved May 5, 1965, which relates to the appointment and compensation of Deputy District Attorneys of the Thirteenth Judicial Circuit.

JOHN W. PEMBERTON,
Clerk.

SIGNING OF BILLS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the foregoing bills; the titles of which are set out in the foregoing message from the House.

MESSAGE FROM THE HOUSE

Mr. President:

The Speaker of the House having signed the following House Bill, your signature thereto is requested:

H. 496. To amend further Title 51, Sections 692, 697 and 703, Code of Alabama 1940, so as to make further provisions respecting licenses and registration fees on motor vehicles and trailers.

JOHN W. PEMBERTON,
Clerk.

SIGNING OF BILLS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after its title had been publicly read at length by the Secretary of the Senate, signed the foregoing bill; the title of which is set out in the foregoing message from the House.

MESSAGE FROM THE HOUSE

Mr. President:

The Speaker of the House having signed the following House Bills, your signature thereto is requested:

H. 836. To create a commission on taxation and services in all counties having populations of 600,000 or more, to prescribe the powers and duties of the commission and to provide for the selection and compensation of the commissioners.

Also:

H. 840. To amend Section 3.05 and Section 3.06 of Act No. 452, H. 974, Regular Session of the Legislature of Alabama 1955, approved September 9, 1955 (Acts of 1955, page 1004), as amended, providing a mayor-council form of government for cities having a population of 300,000 or more, according to the last or any subsequent census.

Also:

H. 881. Relating to the Tenth Judicial Circuit; providing for the appointment, duties and compensation of one additional Deputy District Attorney in such circuit, and to provide that the compensation of such Deputy District Attorney shall be paid out of the general fund of Jefferson County.

Also:

H. 883. To provide for the compensation to be paid the First Deputy District Attorney, the Second Deputy District Attorney, the Third Deputy District Attorney, the Fourth Deputy District Attorney, the Fifth Deputy District Attorney, the Sixth Deputy District Attorney, the Seventh Deputy District Attorney, the Eighth Deputy District Attorney, the Deputy District Attorney appointed by the District Attorney to serve in any Inferior Criminal Court, County Criminal Court, or County Misdemeanor Court, now or hereafter created, the Deputy District Attorney appointed by the District Attorney to serve in any Juvenile Court, in counties having a population of six hundred thousand or more, according to the last or any succeeding decennial federal census and to provide for the payment of the same and to provide the date when said act shall go into effect.

Also:

H. 923. To authorize the governing body of any county of the State having a population of 500,000 or more, according to the last or any subsequent Federal census, to adopt a building code or ordinances designed to prevent fire and to protect the people of the county from the loss of property and the loss of life consequent to fires, which building code or ordinances shall apply only in the unincorporated area of the county; to provide that the violation of any such building code or ordinance shall constitute a misdemeanor unless there is established, now or hereafter, a county recorder's court having jurisdiction to try a case involving the violation of such code or ordinance; to provide, if there is any such county recorder's court, the provision which makes the violation of such code or ordinance a misdemeanor shall not apply, and that, in that event, the recorder shall impose upon any person convicted of violating such code or ordinance such punishment as the said recorder is authorized by law to impose upon a person convicted of violating a county ordinance; to authorize such governing body to enforce such building code or ordinances by providing a penalty for the violation thereof; and to repeal all laws or parts of laws in conflict with this Act.

Also:

H. 927. To provide for the payment of an expense allowance for the Deputy or Assistant Judge of Probate of any branch office of the Probate Court in counties having a population of 500,000 or more according to the last or any subsequent federal decennial census.

Also:

H. 930. Relating to counties having populations of 600,000 or more, according to the most recent federal decennial census: To authorize the county governing body of any such county to adopt, amend and provide for the enforcement of certain building codes, which shall apply in certain parts of such counties; to prescribe the manner of adopting such codes; and to prescribe penalties for violations of such codes.

Also:

H. 984. To amend Act No. 79 of the Special Session of the Legislature of Alabama of 1966, approved August 17, 1966, (Ala. Acts, 1966, Special Session, p. 106, et seq.) providing in Jefferson County for the creation and maintenance of districts for fighting or preventing fires, districts for the collection and disposal of garbage and districts for both of the aforesaid purposes.

JOHN W. PEMBERTON,
Clerk.

SIGNING OF BILLS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the foregoing bills; the titles of which are set out in the foregoing message from the House.

MESSAGE FROM THE HOUSE

Mr. President:

The Speaker of the House having signed the following House Bills, your signature thereto is requested:

H. 82. To provide that the disability or death of a firefighter caused by hypertension, heart disease or respiratory disease shall be considered as a service connected disability or death, subject to certain conditions prescribed in the Act, within the meaning of any laws which provide benefits for firefighters who, while employed by a municipality, are disabled in the line of duty or for the widow, children or other dependents of firefighters who, while employed by a municipality, are killed in the line of duty.

Also:

H. 650. To create a board of trustees to manage and control Florence State College; to prescribe the powers, duties, authority, and compensation of the board; to provide for the appointment and prescribe the term of office of members thereof; to divest the state department of education of all jurisdiction, power and authority with respect to the supervision, management and control of said college; and to provide for the transfer from said state department of education to the board of trustees of Florence State College of all supplies, funds, books, documents, records and other property or effects of such college.

JOHN W. PEMBERTON,
Clerk.

SIGNING OF BILLS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the foregoing bills; the titles of which are set out in the foregoing message from the House.

MESSAGE FROM THE HOUSE

Mr. President:

The Speaker of the House having signed the following House Bills, your signature thereto is requested:

H. 958. To authorize and empower the register of the circuit court of Chilton County, Alabama, In equity, to appoint a deputy register, and to fix the salary and to provide the method of payment of salary.

Also:

H. 553. To alter and re-arrange the boundaries of the town of Centreville, Bibb County, so as to annex certain territory to the town.

Also:

H. 970. To amend Section 2 of Act No. 706, H. 1117, Regular Session 1965, which applies only to counties having populations of not less than 96,000 nor more than 106,000 according to the most recent federal decennial census; further regulating the compensation and allowances of deputies of the sheriff of all such counties.

Also:

H. 310. To prescribe punishment for persons who burn, desecrate, or mutilate their identification and classification card issued by the Selective Service System.

Also:

H. 311. To amend Code of Alabama 1940, Title 14, Section 190 in relation to penalties for mutilating, defacing or abusing the flag of the United States, the State flag, or the Confederate flag.

Also:

H. 173. To amend Section 1 of Act No. 644, S. 328, approved September 16, 1953, Acts of Alabama, Regular Session, 1953, page 903, entitled, "An Act relating to fish and game; authorizing the use of certain species of the sunfish family for bait in the streams and waters in the State of Alabama."

Also:

H. 738. To authorize the governing body of Washington County, Alabama to pay the sum of $410.00 to Mallie J. Palmer and the sum of $410.00 to D. G. Smith out of the gasoline tax fund, road and bridge fund or any other fund in the County treasury not otherwise appropriated to reimburse them for medical and other expenses in connection with an automobile accident on a public road in Washington County, Alabama.

Also:

H. 808. To provide additional compensation for the official court reporter of the First Judicial Circuit of Alabama.

Also:

H. 892. To amend Act No. 23, H. 109, Special Session 1964, an act applying only in counties having populations of not less than 110,000 nor more than 160,000 according to the most recent federal decennial census; fixing and providing for the payment of compensation of the members and chairman of the county governing body. (Acts, First and Second Special Sessions 1964, p. 44).

Also:

H. 891. To amend Sections 7 and 16 of Act No. 780, which act applies only in counties having populations of not less than 110,000 nor more than 165,000 according to the most recent federal decennial census, enacted at the 1961 Regular Session of the Legislature of Alabama so as to broaden the power of Airport Authorities organized thereunder to sell and convey their properties and so as to provide that any deeds or other documents whereby properties are conveyed to any such Airport Authority, any indentures executed by any such Authority and any leases made by any such Authority may be filed for record in the office of the Judge of Probate of the county that authorized the incorporation of such Authority, without the payment of any tax or fees other than such fees as are prescribed by law for the recording of such instruments.

Also:

H. 895. To further regulate the liquor traffic in the municipality of Madison in Madison County, making further provisions for issuance of liquor licenses, and repealing conflicting laws.

Also:

H. 999. To provide an expense account for coroners in counties having populations not less than 22,372 nor more than 24,000 in lieu of all fees he now receives.

Also:

H. 990. To amend, revise and re-enact Act No. 408, S. 290, Regular Session 1963 (Acts 1963, p. 907) entitled "An Act To provide for the feeding and care of certain county prisoners of Limestone County employed or used on the construction, repair, and maintenance of county roads and bridges, or other such road work; to provide uniforms for prisoners engaged in such road work; to prescribe the powers, duties, and authority of the sheriff and the board of revenue or like governing body of Limestone County, Alabama, in carrying out the provisions of this Act"; to authorize a daily tobacco allowance for such prisoners.

Also:

H. 985. To extend the boundary lines of the City of Opelika in Lee County, Alabama and to include within the boundaries of said municipality certain additional territory.

Also:

H. 1015. To amend Section 16 of Act No. 592, General Acts 1953, Page 838, entitled "An Act to provide for the City of Anniston, in Calhoun County, a civil service system governing the appointment, removal, salaries, tenure and official conduct of employees of the City; defining violations of the Act; imposing penalties for violations and repealing conflicting laws.

Also:

H. 1019. To alter, re-arrange and extend the boundaries and corporate limits of the municipality of Moundville, in Hale County, Alabama; annexing certain territory to said municipality in adjacent areas of Tuscaloosa County, Alabama.

Also:

H. 1020. To repeal Section 3 of Act No. 817, H. 983, Regular Session 1965 (Acts 1965, p. 1529) an act which amends Act No. 228, S. 266, Regular Session 1963 (Acts 1963, p. 626), an act which establishes the court of county commissioners of Blount County.

Also:

H. 1018. To apply only in counties having populations of not less than 16,200 nor more than 17,200 according to the most recent federal decennial census; further regulating the compensation and meeting days of members of the county board of education in all such counties.

Also:

H. 500. To apply only in counties having populations of not less than 300,000 nor more than 500,000 according to the most recent federal decennial census, providing for appointment by the district attorney of a special medical assistant to aid him in the performance of his duties, and providing for payment of the compensation of such assistant from the general funds of the county.

Also:

H. 884. To fix the compensation or salary of the Treasurer of all counties having a population of Six Hundred Thousand (600,000) or more according to the last or any subsequent Federal Census. To provide for the manner of payment thereof and to repeal all laws in conflict herewith.

Also:

H. 905. To repeal Act No. 322, S. 398, Regular Session 1951 (Acts 1950-1951, v. 1, p. 613) entitled "An Act to abolish the office of Deputy Circuit Solicitor and County Solicitor for Talladega County, Alabama, and to require the Circuit Solicitor of any judicial circuit embracing only Talladega County to represent the State of Alabama and Talladega County in all ways required of the County Solicitor by law.

Also:

H. 860. To apply only in counties having populations of not less than 65,000 nor more than 95,000; providing additional expense allowances for certain officers of such counties payable from the county treasury.

Also:

H. 955. An act providing for the allocation of the duties of the chairman and members of the city commission of certain cities in counties having populations of not less than 76,000 nor more than 96,000 according to the most recent federal decennial census, and providing for their compensation.

Also:

H. 942. Relating to counties having populations of not less than 22,500 nor more than 24,550 according to the most recent federal decennial census, whose roads and bridges are constructed, maintained and repaired

by the state highway department; forbidding the judge of probate of any such county to remit to the state highway department moneys collected by him from that part of the motor vehicle and trailer license taxes allocated to the county; to require such judges of probate to deposit such moneys in a special fund in the county treasury; and to prescribe the use thereof.

Also:

H. 971. Relating to Etowah County; to provide for the appointment of the county superintendent of education; to prescribe the qualifications, duties, term of office, and compensation of such officer; and to repeal all conflicting laws.

JOHN W. PEMBERTON,
Clerk.

SIGNING OF BILLS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the foregoing bills; the titles of which are set out in the foregoing message from the House.

MESSAGE FROM THE HOUSE

Mr. President:

The Speaker of the House having signed the following House Bills, your signature thereto is requested:

H. 804. To alter or rearrange the boundary lines of the Town of Springville, St. Clair County, Alabama, so as to include within the corporate limits of said town all territory now within such corporate limits, and also certain other territory in St. Clair County, Alabama.

Also:

H. 954. Relating to counties having populations of not less than 80,000 nor more than 96,000 according to the most recent federal decennial census; to provide an additional expense allowance for the sheriff of any such county.

Also:

H. 657. To provide for the assessment of ad valorem taxes on real and personal property in counties having a population of not less than 52,000 nor more than 56,000 according to the most recent federal decennial census; to provide for the claiming of statutory exemptions on such property; and to provide penalties for failure to comply with the provisions of this Act.

Also:

H. 674. To amend the following Sections of Act No. 103, approved June 18, 1953 (Acts of Alabama, 1953, Pages 145-154), to establish a City of Dothan Pension and Retirement System.

JOHN W. PEMBERTON,
Clerk.

SIGNING OF BILLS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the foregoing bills; the titles of which are set out in the foregoing message from the House.

MESSAGE FROM THE HOUSE

Mr. President:

The Speaker of the House having signed the following House Bills, your signature thereto is requested:

H. 388. To make an appropriation to the Division of Seafoods of the Department of Conservation for the fiscal year ending September 30, 1967.

Also:

H. 634. To amend Section 2 of Act No. 76, S. 61, Extra Session 1961, providing for the transfer of cases to a proper court when the trial court sustains a plea in abatement as to venue (Acts 1961, v. 2, p. 1953).

Also:

H. 1010. To apply only in counties having populations of not less than 31,000 nor more than 32,000 according to the most recent federal decennial census, fixing the per diem pay for members of the county board of equalization.

Also:

H. 874. To fix the compensation of the members of the county board of education in all counties having populations of not less than 25,700 nor more than 25,900.

Also:

H. 932. To amend further Act No. 242, H. 678, Regular Session 1949, relating to the court of common pleas of Lee County, so as to make further provisions respecting allowances for expenses of the judge and deputy district attorney and for operation of the juvenile division of said court.

Also:

H. 951. To make an appropriation from the Marion County treasury for the relief of L. J. Clay.

Also:

H. 961. To amend Act No. 446, H. 859, Regular Session 1947 (Local Acts 1947, p. 313), entitled "An Act To allow the members of Cleburne County Board of Education sixteen regular meeting days and pay for not more than sixteen days for each year payable from the General School Funds of Cleburne County, Alabama," so as to provide further for the pay of the members of such board.

Also:

H. 924. To apply only in counties having populations of not less than 600,000 according to the most recent federal decennial census, making an appropriation from the public road, bridge and building funds in the county treasury for general county purposes.

Also:

H. 925. To further amend Act No. 497 of the Regular Session of the Legislature of Alabama of 1965, approved August 20, 1965, (Ala. Acts, 1965, p. 717 et seq.), which Act establishes a pension system for officers and employees of Jefferson County, Alabama.

Also:

H. 842. To amend Act No. 103, H. 115, of the 1966 Special Session (Acts, Special Session 1966, p. 136) so as to increase the amount of the public school funds which may be expended by the Board of Education of Lawrence County for erecting, equipping and landscaping an administration building.

Also:

H. 875. To regulate the compensation of jurors in counties having populations of not less than 25,700 nor more than 25,900.

Also:

H. 629. To further amend Sections 5, 12, 16, 18 and 25 of an Act designated as Act No. 248 of the Regular Session of the Legislature of Alabama of 1945, approved July 6, 1945 (General Acts of Alabama of 1945, pages 376-400) as heretofore amended relating to creating and establishing in counties having a population of 400,000 inhabitants or more according to the last or any future federal census, a county-wide civil service system.

JOHN W. PEMBERTON,
Clerk.

SIGNING OF BILLS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the foregoing bills; the titles of which are set out in the foregoing message from the House.

MESSAGE FROM THE HOUSE

Mr. President:

The Speaker of the House having signed the following House Bills, your signature thereto is requested:

H. 487. To fix the compensation or salary of the clerk of the circuit court in all counties having a population of not less than 300,000 nor more than 500,000, according to the last or any subsequent federal decennial census, and to provide for the payment thereof.

Also:

H. 530. To provide for an appeal from any decision of a Civil Service Board in cities having a population of not more than 33,000 nor less than 31,500 according to the most recent federal decennial census.

Also:

H. 552. To amend further Act No. 17, H. 21, Regular Session 1957, an act levying county sales and use taxes in Bibb County (Acts 1957, v. 1, p. 43), so as to make further provisions respecting the rates of such taxes, to modify and change the purposes for which the proceeds of such taxes may be used, and to repeal Section 11 of said act which provides for the termination of the levy of such taxes.

Also:

H. 644. To regulate the compensation of jurors serving in certain courts in counties having populations of not less than 57,000 nor more than 61,000.

Also:

H. 649. To fix the compensation and allowance of certain election officers in every county of the state having a population of not less than 57,000 nor more than 61,000 according to the last or any subsequent federal decennial census.

Also:

H. 683. To amend Act No. 13, H. 118, Regular Session 1947, an act establishing for the municipality of Phenix City a pension and relief system for the benefit of firemen and policemen (Local Acts 1947, p. 7).

Also:

H. 647. To increase the compensation of each employee in the office of the clerk of the circuit court of every county having a population of not less than 57,000 nor more than 61,000; and to provide for the payment thereof.

Also:

H. 611. To authorize, provide for the licensing of, and to regulate the operation of, and hunting on privately owned hunting preserves, stocked by artificially propagated upland birds in all counties having populations of not less than 38,000 nor more than 45,000 according to the 1960 or any subsequent federal decennial census; to prescribe the fees for such licenses, provide for their collection and distribution; and to prescribe penalties for violation of this Act.

Also:

H. 741. To provide for and regulate the commissions of the tax assessor of Conecuh County for assessing municipal taxes and to repeal conflicting laws.

Also:

H. 488. To fix the compensation or salary of the Register of the Circuit Court in all counties having a population of not less than 300,000 nor more than 500,000, according to the last or any subsequent Federal decennial census, and to provide for the payment thereof.

Also:

H. 876. To apply only in counties having populations of not less than 40,000 nor more than 45,000; providing an expense allowance for judges of the county court in such counties.

Also:

H. 854. An act providing for the regulation of junkyards along the Interstate and Primary Systems; restricting locations; licensing; screening; acquisition; penalties.

Also:

H. 702. To amend Section 1 of Act No. 129, S. 54, approved September 15, 1961, an act fixing the compensation of the deputy solicitor of Chambers County.

JOHN W. PEMBERTON,
Clerk.

SIGNING OF BILLS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the foregoing bills; the titles of which are set out in the foregoing message from the House.

MESSAGE FROM THE HOUSE

Mr. President:

The Speaker of the House having signed the following House Bills, your signature thereto is requested:

H. 815. To authorize and provide for clerical assistance to the Circuit Clerk, Probate Judge, Tax Assessor, Tax Collector, Register in Chancery, County Judge, and Sheriff of Cherokee County, Alabama, to provide for the selection, employment, and discharging of such assistants, to fix their compensation, and provide for the payment thereof out of the County funds.

Also:

H. 807. To apply only in counties having populations of not less than 51,000 nor more than 55,000; authorizing the court of county commissioners, board of revenue, or other like governing body of any such county to provide automobiles or other automotive equipment for the use of the sheriff and his deputies in and about the performance of their duties.

Also:

H. 779. An Act relating to the Municipality of the Town of Hammondville, Alabama in DeKalb County; to alter, re-arrange and extend the boundaries of Town of Hammondville.

Also:

H. 879. To apply only in counties having populations of not less than 36,600 nor more than 37,600; providing expense allowances for coroners of all such counties.

Also:

H. 754. To apply only in counties having not less than 22,550 nor more than 24,550 inhabitants; providing for the appointment of an additional clerk or assistant to the clerk by the circuit court clerk and for payment of his compensation by the county.

Also:

H. 755. To apply only in counties having populations of not less than 22,550 nor more than 24,550; providing for the appointment and compensation of a clerk for the sheriff.

Also:

H. 799. Relating to Marshall County; further regulating the keeping of records in the Marshall County Court; eliminating the recording of certain documents in what is commonly designated "final record books," and providing that the originals of such documents shall constitute the final record in both civil cases at law and criminal cases in such court; and providing for the safekeeping of such final records.

Also:

H. 776. Relating to Covington County; providing for the method of acknowledging full or partial satisfaction of any recorded mortgage or other lien in the records of the office of the judge of probate of Covington County.

Also:

H. 775. To amend further Section 11 of Act No. 22, H. 160, Regular Session 1945, an act abolishing the court of county commissioners of Covington County and creating a board of revenue (Local Acts 1945, p. 23), in relation to the compensation of the president and members of the board of revenue.

Also:

H. 778. Relating to Covington County; authorizing the judge of probate to provide for the microfilming of records required to be recorded in the office of the judge of probate; making the provisions of this Act retroactive.

Also:

H. 748. Relating to counties having populations of not less than 20,000 nor more than 25,000 inhabitants and two courthouses; providing an expense allowance for the tax collectors of such counties.

Also:

H. 819. To apply only in counties having populations of not less than 47,000 nor more than 49,000; fixing the compensation of the deputy district attorney of any such county.

Also:

H. 820. Relating to counties having populations of not less than 47,000 nor more than 49,000, according to the most recent federal decennial census, providing further for clerk hire allowances for certain county officers, repealing conflicting laws.

Also:

H. 689. To apply only in counties having populations of not less than 15,300 nor more than 15,400, making further provisions for the compensation of the chairman and members of the court of county commissioners of such counties.

Also:

H. 690. To provide an additional expense allowance for members of the court of county commissioners, board of revenue or other like governing body of Washington County; to provide an effective date and an expiration date for operation of the Act.

Also:

H. 871. Relating to Marion County; authorizing the court of county commissioners, board of revenue, or like governing body of the county to levy additional privilege license and excise taxes for educational purposes, paralleling the state sales and use taxes provided for in Act No. 100, H. 94, Second Special Session 1959 (Acts 1959, p. 298), as amended, and Code of Alabama 1940, Title 51, Chapter 20, Article 11, as amended, when such a levy is approved at an election called for such purpose; providing for the ordering and holding of such election; providing for the collection of such taxes by the State Department of Revenue, and for the distribution of the proceeds thereof; restricting the application of this Act

to areas of the county outside the corporate limits of the City of Winfield; providing for the enforcement of the Act; and providing penalties for violations of the Act.

Also:

H. 878. To apply only in counties having populations of not less than 21,900 nor more than 22,300, fixing the compensation of members of the jury commission.

Also:

H. 882. To amend Act No. 497 of the Regular Session of the Legislature of Alabama of 1965, approved August 20, 1965 (Ala. Acts, Regular Session 1965, pages 717, et seq.), which act established a retirement system for officers and employees of Jefferson County, Alabama.

Also:

H. 798. To provide for newspaper publication of legal notices in Marshall County, repealing conflicting laws.

Also:

H. 885. To fix and prescribe the salary of the tax collector in each county having a population of 600,000 or more according to the last or any subsequent federal census.

Also:

H. 887. To fix and provide for the salary of the tax assessor in each county of the state having a population of 600,000 or more, according to the last or any subsequent federal census.

Also:

H. 896. Relating to Chilton County; regulating the compensation and allowances of members of the county board of education.

Also:

H. 584. To provide an expense allowance for the judge of the circuit court of the twenty-sixth judicial circuit of Alabama and repeal conflicting laws.

Also:

H. 814. To propose an amendment to the Constitution of Alabama, relating to the levying and collection of special property tax for educational purposes in the City of Fort Payne, DeKalb County, Alabama.

Also:

H. 616. Proposing an amendment to the Constitution relating to costs and charges of courts in Elmore County.

JOHN W. PEMBERTON,
Clerk.

SIGNING OF BILLS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the foregoing bills; the titles of which are set out in the foregoing message from the House.

MESSAGE FROM THE HOUSE

Mr. President:

The Speaker of the House having signed the following House Bills, your signature thereto is requested:

H. 926. To create one additional judgeship for the Tenth Judicial Circuit of Alabama; and without limiting the generality of the foregoing to provide for the election of the incumbent thereof; and to prescribe the jurisdiction, power, authority, duties, responsibilities, qualifications and compensation of such incumbent; to abolish the office of the Judge of the Juvenile and Domestic Relations Court of Jefferson County, Alabama, but not to abolish the court itself; to change the name of the Juvenile and Domestic Relations Court of Jefferson County, Alabama, to the Family Court of Jefferson County, Alabama; and to provide that such additional judge shall, without additional compensation, be in addition to his other duties and responsibilities, ex officio judge of the Family Court of Jefferson County, Alabama.

Also:

H. 632. To apply only to counties having a population of not less than 600,000 inhabitants according to the most recent federal decennial census; Providing for the appointment of reserve deputies sheriff; defining said reserve deputies sheriff, and providing for the qualification, authority, duties, compensation, bond and term of office of such reserve deputies sheriff, and providing for the use of county equipment, and liability of sheriff for acts of said reserve deputies sheriff.

Also:

H. 140. To further regulate the Probate Court and Office of the Judge of Probate in all counties having a population of 600,000 or more according to the last or any subsequent federal decennial census; to provide for and create the office of Assistant Judge of Probate of such Probate Court and Office of Judge of Probate; to authorize and empower the Judge of Probate of such counties to delegate duties and authority to such officer, and to prescribe further the authority, power and duties of such office, and to further provide for such office and the duties, authority and compensation for such office.

Also:

H. 1011. Providing for payment by housing authorities or redevelopment agencies, on appeal from condemnation proceedings instituted in counties with any urban renewal or other redevelopment plan or project of all reasonable costs of the proceedings in the appellate court, including a reasonable attorney's fee, except in certain instances, in all counties of this state with populations of not less than 300,000 nor more than 500,000.

Also:

H. 465. To amend Act No. 78, S. 72, Special Session 1961 (Acts 1961, p. 1955) an act regulating the teaching and practice of cosmetology in any county having a population of less than 600,000, according to the last or any subsequent federal decennial census and creating a State Board of Cosmetology, so as to regulate further such teaching and practices and the registration and license fees therefor.

Also:

H. 1013. To apply only in counties of this state having populations of not less than 300,000 nor more than 500,000; providing that in any condemnation proceeding instituted in connection with an urban renewal or

other redevelopment plan or project, the commissions appointed pursuant to Code of Alabama 1940, Title 19, Section 11, as amended, shall fix the value of any property sought to be acquired at no less than the value of such property as of the date of the announcement of the plan or project or slum, blight, or deterioration.

Also:

H. 1014. Relating to counties having populations of not less than 48,500 nor more than 49,500; providing an additional allowance for the tax assessors and tax collectors of such counties.

Also:

H. 1017. Relating to counties having populations of not less than 20,000 nor more than 25,000 inhabitants and two courthouses; providing an expense allowance for the tax assessors of such counties.

Also:

H. 587. Relating to Tuscaloosa County; declaring motor vehicles, guns, rifles, ammunition and hunting equipment used in illegal nighttime deer hunting in the county to be contraband; and providing for the condemnation and sale thereof for the benefit of the game and fish fund.

Also:

H. 1016. Relating to Barbour County: providing for distribution of a portion of the county's share of the state gasoline excise tax to the incorporated municipalities in the county.

JOHN W. PEMBERTON,
Clerk.

SIGNING OF BILLS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the foregoing bills; the titles of which are set out in the foregoing message from the House.

MESSAGE FROM THE HOUSE

Mr. President:

The Speaker of the House having signed the following House Bills, your signature thereto is requested:

H. 938. Proposing an amendment to the Constitution of Alabama authorizing the levying of a special property tax in Mobile County for public hospital purposes.

Also:

H. 742. To create an inferior court for counties having populations not less than 22,372 nor more than 24,000; to replace county courts of counties having populations of not less than 22,372 nor more than 24,000.

Also:

H. 782. To provide for the distribution among the municipalities in any county having a population as great as 96,000 and not exceeding 108,000, according to the last or any succeeding federal decennial census, of a portion of the State Gasoline Excise Tax paid to such county pur-

suant to the provisions of Section 5(b) of Act No. 224 adopted at the special session of the Legislature of Alabama that convened on March 2, 1967.

Also:

H. 917. To change the method of compensating certain officers of Baldwin County, placing such officers on a salary basis, and providing for the operation of their offices on such basis.

Also:

H. 918. To provide additional compensation for the official court reporter of the third judicial circuit.

Also:

H. 919. To authorize the establishment of branch banks in counties having a population of not less than 26,000 nor more than 27,000.

Also:

H. 920. To alter, rearrange and extend the boundary lines and corporate limits of the city of Atmore in Escambia County.

Also:

H. 931. To provide further for the selection of textbooks and instructional materials for use in the public schools of Lamar County.

Also:

H. 934. To fix the compensation of the judge of the county court in any county having a population of not less than 170,000 nor more than 300,000 according to the last or any succeeding federal census.

Also:

H. 935. To regulate further the costs and fees in the county courts of all counties having populations of not less than 170,000 nor more than 300,000 according to the last or any subsequent federal census.

Also:

H. 950. To alter, rearrange, and extend the boundary lines and corporate limits of the Town of Clio, Barbour County, Alabama.

Also:

H. 952. To alter or rearrange the boundary lines of the Town of Gulf Shores, Baldwin County, Alabama, so as to include within the corporate limits of said Town all territory now within such corporate limits and also certain other territory contiguous thereto, in Baldwin County, Alabama.

Also:

H. 953. Relating to counties having populations of not less than 80,000 nor more than 96,000 according to the most recent federal decennial census; to provide an additional expense allowance for the judge of probate of any such county.

Also:

H. 986. To authorize the Fayette County Board of Education to furnish certain supplies and services heretofore furnished by the Court of County Commissioners and relieving the Court of County Commissioners of the responsibility of furnishing such supplies and services.

Also:

H. 988. To prescribe the salary and manner of payment of certain deputies sheriff in all counties having a population of not less than 13,900 nor more than 14,300 according to the 1960 or any subsequent federal decennial census.

Also:

H. 989. Relating to counties having populations of not less than 13,900 nor more than 14,300 according to the most recent federal decennial census, regulating the compensation of the county superintendents of education.

Also:

H. 998. Relating to Counties having a population of not less than 25,500, nor more than 25,700 inhabitants, providing authority to county governing bodies to regulate, collect and dispose of rubbish, trash, garbage and litter on and along public roads and highways within said counties; to license owners of approved containers to place same on margins of such right-of-ways and to set, levy and collect a privilege license tax on voluntary applicants for such licenses; with limitation on use of license as defense evidence in certain criminal actions.

Also:

H. 532. To make an additional appropriation for the expenses of the Office of the State Auditor.

Also:

H. 1012. Relating to cities having populations of not less than 35,000 nor more than 55,000; providing civil service or merit system status for Chiefs of Police of such cities.

Also:

H. 886. Relating to the Criminal Court of Jefferson County and without limiting the comprehensiveness or generality of the foregoing portion of this title, to create an additional judgeship of such court; to provide for the manner of appointing said additional judge; to provide for the salary, duties and term of office of said additional judge; to provide that the Senior Judge shall act as the presiding judge of said court and prescribing his duties and authority therein; to provide for the effective date of said act.

JOHN W. PEMBERTON,
Clerk.

SIGNING OF BILLS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the foregoing bills; the titles of which are set out in the foregoing message from the House.

MESSAGE FROM THE HOUSE

Mr. President:

The Speaker of the House having signed the following House Bills, your signature thereto is requested:

H. 839. To establish an Inferior Court in Precincts 1 and 2 in Jefferson County, Alabama, in lieu of all Justices of the Peace in Precincts and in lieu of all other Inferior Courts created in lieu of Justices of the Peace heretofore created in said territory, said Court to be called the Bessemer County Court. To define the jurisdiction and powers of said Court and the officers thereof; to provide for the election or appointment of the Judge, Clerk, and other officers of said Court; to fix the terms or tenure of office of the officers of said Court and provide for their salaries and compensation and the method of payment of same; to provide the procedure in said Court and to fix the methods of service of all processes therefrom, to designate the officials to serve processes issued by said Court and provide compensation therefor; to designate the officers of said Court, and define their duties and the duties of other officials with respect to said Court; and to otherwise provide for said Court.

Also:

H. 691. To amend further Code of Alabama Title 37, Section 10, in relation to the incorporation of unincorporated communities in counties having populations of not less than 600,000.

JOHN W. PEMBERTON,
Clerk.

SIGNING OF BILLS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after their titles had been publicly read at length by the Secretary of the Senate, signed the foregoing bills; the titles of which are set out in the foregoing message from the House.

MESSAGE FROM THE HOUSE

Mr. President:

The Speaker of the House having signed the following House Bill, your signature thereto is requested:

H. 121. To amend Code of Alabama 1940, Title 7, Sections 727, 728, 729, 735, 737 and 739 for the purpose of regulating further the period in which real estate or any interest therein, which has been sold under the power of sale in a deed of trust or mortgage, may be redeemed.

JOHN W. PEMBERTON,
Clerk.

SIGNING OF BILLS

The President of the Senate, in the presence of the Senate, after the reading thereof at length had been dispensed with by a two-thirds vote of a quorum of the Senate present, and immediately after its title had been publicly read at length by the Secretary of the Senate, signed the foregoing bill; the title of which is set out in the foregoing message from the House.

COMMITTEE APPOINTMENTS ANNOUNCED

Under the provisions of S. J. R. 97, the President and Presiding Officer of the Senate appointed as members on the Joint Interim Committee on Highway Safety Messrs. Cooper, Vacca and Stone.

Under the provisions of S. J. R. 35, the President and Presiding Officer of the Senate appointed as members on the Joint Interim Committee to Study the Oil and Gas Laws of Alabama Messrs. Pelham and Lindsey.

REPORT OF SECRETARY

Mr. President:

In accordance with the provisions of Joint Rule 5 of the Senate and House of Representatives, I respectfully report the following Senate Bills and Senate Joint Resolutions delivered to the Governor and the Secretary of State, with the date and hour of delivery, to-wit:

S. B. 102 Delivered to the Governor August 30, 1967, at 3:05 P. M.

S. B. 171 Delivered to the Governor August 30, 1967, at 3:05 P. M.

S. B. 205 Delivered to the Governor August 30, 1967, at 3:05 P. M.

S. B. 239 Delivered to the Secretary of State August 30, 1967, at 3:10 P. M.

S. B. 240 Delivered to the Governor August 30, 1967, at 3:05 P. M.

S. B. 495 Delivered to the Governor August 30, 1967, at 3:05 P. M.

S. B. 69 Delivered to the Governor August 30, 1967, at 3:05 P. M.

S. B. 134 Delivered to the Governor August 30, 1967, at 3:05 P. M.

S. B. 303 Delivered to the Governor August 30, 1967, at 3:05 P. M.

S. B. 308 Delivered to the Governor August 30, 1967, at 3:05 P. M.

S. B. 324 Delivered to the Governor August 30, 1967, at 3:05 P. M.

S. B. 385 Delivered to the Governor August 30, 1967, at 3:05 P. M.

S. B. 418 Delivered to the Governor August 30, 1967, at 3:05 P. M.

S. B. 457 Delivered to the Governor August 30, 1967, at 3:05 P. M.

S. B. 478 Delivered to the Governor August 30, 1967, at 3:05 P. M.

S. B. 522 Delivered to the Governor August 30, 1967, at 3:05 P. M.

S. B. 580 Delivered to the Governor August 30, 1967, at 4:20 P. M.

S. B. 556 Delivered to the Governor August 31, 1967, at 1:45 P. M.

S. J. R. 89 Delivered to the Governor August 31, 1967, at 1:45 P. M.

S. B. 285 Delivered to the Governor August 31, 1967, at 1:45 P. M.

S. B. 406 Delivered to the Governor August 31, 1967, at 1:45 P. M.

S. B. 287 Delivered to the Governor August 31, 1967, at 1:45 P. M.

S. B. 362 Delivered to the Governor August 31, 1967, at 1:45 P. M.

S. B. 399 Delivered to the Governor August 31, 1967, at 1:45 P. M.

S. B. 477 Delivered to the Governor August 31, 1967, at 1:45 P. M.

S. B. 479 Delivered to the Governor August 31, 1967, at 1:45 P. M.

S. B. 482 Delivered to the Governor August 31, 1967, at 1:45 P. M.

S. B. 497 Delivered to the Governor August 31, 1967, at 1:45 P. M.

S. B. 503 Delivered to the Governor August 31, 1967, at 1:45 P. M.
S. B. 506 Delivered to the Governor August 31, 1967, at 1:45 P. M.
S. B. 507 Delivered to the Governor August 31, 1967, at 1:45 P. M.
S. B. 513 Delivered to the Governor August 31, 1967, at 1:45 P. M.
S. B. 519 Delivered to the Governor August 31, 1967, at 1:45 P. M.
S. B. 525 Delivered to the Governor August 31, 1967, at 1:45 P. M.
S. B. 530 Delivered to the Governor August 31, 1967, at 1:45 P. M.
S. B. 537 Delivered to the Governor August 31, 1967, at 1:45 P. M.
S. B. 546 Delivered to the Governor August 31, 1967, at 1:45 P. M.
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S. B. 558 Delivered to the Governor August 31, 1967, at 1:45 P. M.
S. B. 559 Delivered to the Governor August 31, 1967, at 1:45 P. M.
S. B. 596 Delivered to the Governor August 31, 1967, at 1:45 P. M.
S. B. 197 Delivered to the Governor August 31, 1967, at 1:45 P. M.
S. B. 200 Delivered to the Governor August 31, 1967, at 1:45 P. M.
S. B. 201 Delivered to the Governor August 31, 1967, at 1:45 P. M.
S. B. 274 Delivered to the Governor August 31, 1967, at 1:45 P. M.
S. B. 312 Delivered to the Governor August 31, 1967, at 1:45 P. M.
S. B. 327 Delivered to the Governor August 31, 1967, at 1:45 P. M.
S. B. 460 Delivered to the Governor August 31, 1967, at 1:45 P. M.
S. B. 56 Delivered to the Governor August 31, 1967, at 10:35 P. M.
S. B. 179 Delivered to the Governor August 31, 1967, at 10:35 P. M.
S. B. 180 Delivered to the Governor August 31, 1967, at 10:35 P. M.
S. B. 492 Delivered to the Governor August 31, 1967, at 10:35 P. M.
S. B. 502 Delivered to the Governor August 31, 1967, at 10:35 P. M.
S. B. 508 Delivered to the Governor August 31, 1967, at 10:35 P. M.
S. B. 222 Delivered to the Governor August 31, 1967, at 10:35 P. M.
S. B. 562 Delivered to the Governor August 31, 1967, at 10:35 P. M.
S. B. 563 Delivered to the Governor August 31, 1967, at 10:35 P. M.
S. B. 161 Delivered to the Governor August 31, 1967, at 6:10 P. M.
S. B. 95 Delivered to the Governor August 31, 1967, at 10:35 P. M.
S. B. 81 Delivered to the Governor August 31, 1967, at 10:35 P. M.

S. B. 302 Delivered to the Governor August 31, 1967, at 10:35 P. M.
S. B. 9 Delivered to the Governor August 31, 1967, at 10:35 P. M.
S. B. 100 Delivered to the Governor August 31, 1967, at 10:35 P. M.
S. B. 158 Delivered to the Governor August 31, 1967, at 10:35 P. M.
S. B. 182 Delivered to the Governor August 31, 1967, at 10:35 P. M.
S. B. 184 Delivered to the Governor August 31, 1967, at 10:35 P. M.
S. B. 185 Delivered to the Governor August 31, 1967, at 10:35 P. M.
S. B. 266 Delivered to the Governor August 31, 1967, at 10:35 P. M.
S. B. 268 Delivered to the Governor August 31, 1967, at 10:35 P. M.
S. B. 272 Delivered to the Governor August 31, 1967, at 10:35 P. M.
S. B. 273 Delivered to the Governor August 31, 1967, at 10:35 P. M.
S. B. 297 Delivered to the Governor August 31, 1967, at 10:35 P. M.
S. B. 381 Delivered to the Governor August 31, 1967, at 10:35 P. M.
S. B. 395 Delivered to the Governor August 31, 1967, at 10:35 P. M.
S. B. 404 Delivered to the Governor August 31, 1967, at 10:35 P. M.
S. B. 407 Delivered to the Governor August 31, 1967, at 10:35 P. M.
S. B. 452 Delivered to the Governor August 31, 1967, at 10:35 P. M.
S. B. 475 Delivered to the Governor August 31, 1967, at 10:35 P. M.
S. B. 483 Delivered to the Governor August 31, 1967, at 10:35 P. M.
S. B. 490 Delivered to the Governor August 31, 1967, at 10:35 P. M.
S. B. 534 Delivered to the Governor August 31, 1967, at 10:35 P. M.
S. B. 564 Delivered to the Governor August 31, 1967, at 10:35 P. M.
S. B. 571 Delivered to the Governor August 31, 1967, at 10:35 P. M.
S. B. 573 Delivered to the Governor August 31, 1967, at 10:35 P. M.
S. B. 576 Delivered to the Governor August 31, 1967, at 10:35 P. M.
S. B. 578 Delivered to the Governor August 31, 1967, at 10:35 P. M.
S. B. 579 Delivered to the Governor August 31, 1967, at 10:35 P. M.
S. B. 586 Delivered to the Governor August 31, 1967, at 10:35 P. M.
S. B. 587 Delivered to the Governor August 31, 1967, at 10:35 P. M.
S. B. 588 Delivered to the Governor August 31, 1967, at 10:35 P. M.
S. B. 589 Delivered to the Governor August 31, 1967, at 10:35 P. M.
S. B. 590 Delivered to the Governor August 31, 1967, at 10:35 P. M.
S. B. 593 Delivered to the Governor August 31, 1967, at 10:35 P. M.
S. B. 595 Delivered to the Governor August 31, 1967, at 10:35 P. M.
S. B. 597 Delivered to the Governor August 31, 1967, at 10:35 P. M.
S. B. 600 Delivered to the Governor August 31, 1967, at 10:35 P. M.

S. B. 602 Delivered to the Governor August 31, 1967, at 10:35 P. M.

S. B. 604 Delivered to the Governor August 31, 1967, at 10:35 P. M.

S. B. 605 Delivered to the Governor August 31, 1967, at 10:35 P. M.

S. B. 606 Delivered to the Governor August 31, 1967, at 10:35 P. M.

S. B. 608 Delivered to the Governor August 31, 1967, at 10:35 P. M.

S. B. 609 Delivered to the Governor August 31, 1967, at 10:35 P. M.

S. B. 261 Delivered to the Governor August 31, 1967, at 10:35 P. M.

S. B. 310 Delivered to the Secretary of State August 31, 1967, at 10:35 P. M.

S. B. 311 Delivered to the Governor August 31, 1967, at 10:35 P. M.

S. J. R. 97 Delivered to the Governor August 31, 1967, at 11:59 P. M.

S. B. 301 Delivered to the Governor August 31, 1967, at 11:59 P. M.

S. B. 388 Delivered to the Governor August 31, 1967, at 11:59 P. M.

S. B. 570 Delivered to the Governor August 31, 1967, at 11:59 P. M.

S. B. 583 Delivered to the Governor August 31, 1967, at 11:59 P. M.

S. B. 599 Delivered to the Governor August 31, 1967, at 11:59 P. M.

S. J. R. 93 Delivered to the Governor August 31, 1967, at 11:59 P. M.

S. B. 71 Delivered to the Governor August 31, 1967, at 11:59 P. M.

S. B. 73 Delivered to the Governor August 31, 1967, at 11:59 P. M.

S. B. 86 Delivered to the Governor August 31, 1967, at 11:59 P. M.

S. B. 88 Delivered to the Governor August 31, 1967, at 11:59 P. M.

S. B. 91 Delivered to the Secretary of State August 31, 1967, at 11:59 P. M.

S. B. 96 Delivered to the Governor August 31, 1967, at 11:59 P. M.

S. B. 99 Delivered to the Governor August 31, 1967, at 11:59 P. M.

S. B. 116 Delivered to the Governor August 31, 1967, at 11:59 P. M.

S. B. 119 Delivered to the Governor August 31, 1967, at 11:59 P. M.

S. B. 125 Delivered to the Governor August 31, 1967, at 11:59 P. M.

S. B. 129 Delivered to the Governor August 31, 1967, at 11:59 P. M.

S. B. 203 Delivered to the Governor August 31, 1967, at 11:59 P. M.

S. B. 259 Delivered to the Governor August 31, 1967, at 11:59 P. M.

S. B. 309 Delivered to the Governor August 31, 1967, at 11:59 P. M.

S. B. 320 Delivered to the Governor August 31, 1967, at 11:59 P. M.

S. B. 373 Delivered to the Governor August 31, 1967, at 11:59 P. M.

S. B. 561 Delivered to the Governor August 31, 1967, at 11:59 P. M.

S. J. R. 77 Delivered to the Governor August 31, 1967, at 11:59 P. M.

S. J. R. 96 Delivered to the Governor August 31, 1967, at 11:59 P. M.

S. B. 70 Delivered to the Governor August 31, 1967, at 11:59 P. M.

S. B. 82 Delivered to the Governor August 31, 1967, at 11:59 P. M.

S. B. 105 Delivered to the Governor August 31, 1967, at 11:59 P. M.

S. B. 374 Delivered to the Governor August 31, 1967, at 11:59 P. M.

S. B. 435 Delivered to the Governor August 31, 1967, at 11:59 P. M.

S. B. 461 Delivered to the Governor August 31, 1967, at 11:59 P. M.

S. B. 504 Delivered to the Governor August 31, 1967, at 11:59 P. M.

S. B. 505 Delivered to the Governor August 31, 1967, at 11:59 P. M.

S. B. 509 Delivered to the Governor August 31, 1967, at 11:59 P. M.

S. B. 548 Delivered to the Governor August 31, 1967, at 11:59 P. M.

S. B. 161 Delivered to the Governor August 31, 1967, at 11:59 P. M.

McDOWELL LEE,
Secretary.

SECRETARY'S REPORT

The foregoing report of the Secretary was read and ordered spread upon the Journal.

MESSAGE FROM THE HOUSE

Mr. President:

Pursuant to S. B. 234, Act No. 187, the Speaker of the House has named as a Committee on the part of the House Messrs. Merrill, Pruitt and Cook (Jefferson).

JOHN W. PEMBERTON,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

Pursuant to Senate Joint Resolution No. 97, Act No. 382, the Speaker of the House has named as a Committee on the part of the House Messrs. Owens (Bibb), Ellis, Collins (W. M.) and Melton.

JOHN W. PEMBERTON,
Clerk.

MESSAGE FROM THE HOUSE

Mr. President:

Pursuant to Senate Joint Resolution No. 35, Act No. 254, the Speaker of the House has named as a Committee on the part of the House Messrs. Owen, Jackson and Smith (C).

JOHN W. PEMBERTON,
Clerk.

REPORT OF COMMITTEE ON REVISION OF THE JOURNAL

Mr. President:

Your Standing Committee on Revision of the Journal begs leave to report that said Committee, in Session, has carefully examined the Journals of the Senate for the Thirty-Fifth and Thirty-Sixth Legislative Days and finds same correct and containing all original entries and references thereto required by the Constitution.

STEWART O'BANNON,
Chairman.

COMMITTEE REPORT

On motion of Mr. O'Bannon, the foregoing report was concurred in and the Journals of the Senate for the Thirty-Fifth and Thirty-Sixth Legislative Days were approved by the Senate.

ADJOURNMENT

The hour of 12 o'clock Midnight having arrived, on motion of Mr. Cooper, and in accordance with Joint Resolution heretofore adopted, the Senate adjourned sine die.

/s/ *Albert P. Brewer*
Lieutenant Governor and
President and Presiding
Officer of the Senate

ATTEST:

/s/ *McDowell Lee*
Secretary of Senate

ROSTER OF THE SENATE OF ALABAMA

REGULAR SESSION 1967

Albert P. Brewer, *Lieutenant Governor* ..... Decatur

O. J. "Joe" Goodwyn, *President Pro-Tem* ..... Montgomery

McDowell Lee, *Secretary* ..... Montgomery

Mrs. F. B. Ruffer, *Assistant Secretary* ..... Montgomery

First Senatorial District—Lauderdale and Colbert Counties.
Stewart O'Bannon, Jr. ..... P. O. Box 123, Florence 35630

Second Senatorial District—Limestone and Morgan Counties.
Bob Harris ..... P. O. Box 1727, Decatur 35602

Third Senatorial District—Madison County.
Jack Giles ..... Morgil Bldg., 401 Franklin St., S. E., Huntsville 35801

Fourth Senatorial District—Jackson, DeKalb and Cherokee Counties.
Dan Stone ..... P. O. Box W, Centre 35960

Fifth Senatorial District—Franklin, Marion, Lawrence and Winston Counties.
W. E. Oden ..... 402 High St., N. W., Russellville 35653

Sixth Senatorial District—Cullman and Walker Counties.
Fred C. Folsom ..... 207 Downtown Plaza, Cullman 35055

Seventh Senatorial District—Marshall, Blount and St. Clair Counties.
Aubrey J. Carr ..... P. O. Box 326, Guntersville 35976

Eighth Senatorial District—Etowah County.
Ollie W. Nabors ..... Suite 202, First City Nat'l. Bk. Bldg., Gadsden 35901

Ninth Senatorial District—Calhoun County.
Woodrow Albea ..... 401-404 Commercial Bk. Bldg., Anniston 36201

Tenth Senatorial District—Lamar, Fayette, Pickens, Greene and Hale Counties.
James A. Branyon, II ..... P. O. Box 600, Fayette 35555

Eleventh Senatorial District—Tuscaloosa County.
E. W. Skidmore ..... 2011 8th St., Tuscaloosa 35401

Twelfth Senatorial District—Jefferson County.

Place No. 1
Hugh Morrow, III ..... City Nat'l Bk. Bldg., Birmingham 35203

Place No. 2
Leland Childs ..... 1605 Forest Ridge Rd., Birmingham 35226

Place No. 3
John Hawkins, Jr. ..... 2123 3rd Ave., No., Birmingham 35204

Place No. 4
Richard Dominick ..... 927 Brown Marx Bldg., Birmingham 35203

Place No. 5
Geo. Lewis Bailes, Jr. ..... 621 Massey Bldg., Birmingham 35203

Place No. 6
Eddie Hubert Gilmore ..... P. O. Box 546, Bessemer 35020

ROSTER OF THE SENATE OF ALABAMA—Continued

Place No. 7
Paschal P. "Pat" Vacca ..... 729-730 Frank Nelson Bldg., Birmingham 35203

Thirteenth Senatorial District—Talladega, Clay and Cleburne Counties.
G. Kyser Leonard ..... 516 North St., Talladega 35160

Fourteenth Senatorial District—Bibb, Perry and Dallas Counties.
Walter C. Givhan ..... Safford 36773

Fifteenth Senatorial District—Shelby, Coosa, Chilton and Autauga Counties.
W. G. McCarley ..... 111 Melmar Dr., Prattville 36067

Sixteenth Senatorial District—Tallapoosa, Elmore and Macon Counties.
Tom Radney ..... Box 443, Alexander City 35010

Seventeenth Senatorial District—Randolph, Chambers and Lee Counties.
C. C. "Bo" Torbert, Jr. ..... P. O. Box 272, Opelika 36801

Eighteenth Senatorial District—Sumter, Marengo, Choctaw and Washington Counties.
W. H. (Pat) Lindsey ..... 122 S. Mulberry, Butler 36904

Nineteenth Senatorial District—Wilcox, Clarke, Monroe and Conecuh Counties.
Roland Cooper ..... Camden 36726

Twentieth Senatorial District—Lowndes, Butler, Crenshaw and Covington Counties.
Alton L. Turner ..... P. O. Box 207, Luverne 36049

Twenty-first Senatorial District—Montgomery County.
Place No. 1
J. J. (Junie) Pierce ..... 2448 Carter Hill, Montgomery 36106
Place No. 2
O. J. "Joe" Goodwyn ..... 325 Bell Bldg., Montgomery 36104

Twenty-second Senatorial District—Bullock, Pike, Coffee and Geneva Counties.
W. Ray Lolley ..... 121 N. Main St., Enterprise 36330

Twenty-third Senatorial District—Russell, Barbour and Henry Counties.
James S. (Jimmy) Clark ..... P. O. Box 71, Eufaula 36027

Twenty-fourth Senatorial District—Mobile County.
Place No. 1
Mylan R. Engel ..... P. O. Box 1045, Mobile 36601
Place No. 2
Pierre Pelham ..... P. O. Box 291, Mobile 36601
Place No. 3
William H. McDermott ..... P. O. Box 1374, Mobile 36601

Twenty-fifth Senatorial District—Baldwin and Escambia Counties.
J. Ernest Jackson ..... P. O. Box 614, Flomaton 36441

Twenty-sixth Senatorial District—Houston and Dale Counties.
J. L. (Jim) Adams ..... P. O. Box 490, Dothan 36301

ROSTER OF THE HOUSE OF REPRESENTATIVES OF ALABAMA

REGULAR SESSION 1967

OFFICERS

RANKIN FITE, *Speaker*, Hamilton

HUGH D. MERRILL, *Speaker Pro-Tem*, Anniston

JOHN W. PEMBERTON, *Clerk*, Montgomery

ELIZABETH W. WILSON, *Assistant Clerk*, Montgomery

RICHARD C. BELSER, *Reading Clerk*, Montgomery

MEMBERS OF THE HOUSE

Dist. No.	Counties	Name	Address
1	LAUDERDALE		
	Place No. 1		
		James H. Haygood	2815 Womble St., Florence, 35630
	Place No. 2		
		Robert M. (Bob) Hill, Jr.	P. O. Box 687, Florence, 35630
2	LIMESTONE & LAWRENCE		
	Place No. 1		
		Edward Burgreen	Rt. 7, Box 21, Athens, 35611
	Place No. 2		
		Robert R. Berryman	P. O. Box 742, Moulton, 35650
3	MADISON		
	Place No. 1		
		Tom Jones	P. O. Box 472, Huntsville, 35804
	Place No. 2		
		John David Snodgrass	P. O. Drawer 506, Huntsville, 35804
	Place No. 3		
		Harry L. Pennington	809 Shoney Dr., SW, Huntsville, 35801
	Place No. 4		
		Eugene M. McLain	P. O. Box 2005, Huntsville, 35804
	Place No. 5		
		Shelby Allen (Billy) Laxson	602 California St., Huntsville, 35801
4	JACKSON		
		Bill Williams	P. O. Box 220, Bridgeport, 35740
5	COLBERT & FRANKLIN		
	Place No. 1		
		Bryce U. Graham	1533 Woodmont Dr., Tuscumbia, 35674
	Place No. 2		
		W. Anderson Berryman	Rt. 5, Russellville, 35653

ROSTER OF THE HOUSE OF REPRESENTATIVES OF ALABAMA—Continued

6 MORGAN

Place No. 1
Leslie Doss ..... 2317 Quince Dr., SE, Decatur, 35601

Place No. 2
Ralph E. Slate ..... 1310 Plaza St., Decatur, 35601

7 MARSHALL & CULLMAN

Place No. 1
John W. Starnes ..... P. O. Box 262, Guntersville, 35976

Place No. 2
Sid McDonald ..... Box 546, Arab, 35016

Place No. 3
Tom Drake ..... P. O. Box 46, Cullman, 35055

8 DeKALB & CHEROKEE

Place No. 1
W. M. Beck, Jr. ..... P. O. Box 66, Fort Payne, 35967

Place No. 2
Ralph A. Meade ..... Cedar Bluff, 35959

9 MARION & WINSTON
Rankin Fite ..... P. O. Box 157, Hamilton, 35570

10 BLOUNT
Bill L. Lemley ..... P. O. Box 456, Oneonta, 35121

11 ETOWAH

Place No. 1
Richard Malone ..... 149 Dortch Drive, Gadsden, 35901

Place No. 2
L. Charles Wright ..... P. O. Box 405, Gadsden, 35902

Place No. 3
W. E. (Bill) Owens, Jr. ..... 1243 Sangster Rd., Gadsden, 35901

12 LAMAR & FAYETTE
Dave Fine ..... Box 276, Sulligent, 35586

13 WALKER

Place No. 1
Alonzo Shumate ..... Rt. 6, Jasper, 35501

Place No. 2
Oscar C. Dobbs ..... Rt. 2, Cordova, 35550

14 JEFFERSON

Place No. 1
J. Paul Meeks, Jr. ..... 3043 Weatherton Dr., Birmingham, 35223

Place No. 2
J. T. (JaBo) Waggoner, Jr. .. 2524 Yorkmont Dr., Birmingham, 35226

Place No. 3
Robert L. "Bob" Ellis, Jr. ..... Rt. 1, Box 509, Adamsville, 35005

ROSTER OF THE HOUSE OF REPRESENTATIVES OF ALABAMA—Continued

Place No. 4
Hubert Kilgore ..... 2208—3rd Ave., No., Irondale, 35210
Place No. 5
Richard F. (Dick) Dill ..... 1520 Pinson St., Tarrant, 35217
Place No. 6
Joe Money ..... 3529 Belle Meade Ln., Birmingham, 35223
Place No. 7
Bob Adwell ..... 2109 Darlington St., Birmingham, 35226
Place No. 8
Raymond Weeks ..... 3420-A Altamont Rd., Birmingham, 35205
Place No. 9
E. T. (Tommy) Watkins ..... 973 Linwood Rd., Birmingham, 35222
Place No. 10
Robert C. (Bob) Gafford ..... 5345 Division Ave., Birmingham, 35212
Place No. 11
Tram Sessions ..... P. O. Box 2612, Birmingham, 35202
Place No. 12
Newman "Red" Yeilding ..... 3340 Hermitage Rd., Birmingham, 35223
Place No. 13
R. F. "Bob" Holman ..... 2716—10th Ave., So., Birmingham, 35205
Place No. 14
Verbon E. Crane ..... Box 98, Kimberly, 35091
Place No. 15
Quinton R. Bowers ..... 1300 Chester St., Birmingham, 35226
Place No. 16
John W. (Doug) Cook ..... 1620 Stonewall Dr., Birmingham, 35226
Place No. 17
Frank "Pig" House ..... 10 Midfield Park Place, Birmingham, 35228
Place No. 18
Bennett L. (Ben) Cherner ..... P. O. Box 669, Bessemer, 35021
Place No. 19
Tom Gloor ..... Box C, Bessemer, 35020
Place No. 20
Thomas H. Jackson ..... 1812—3rd Ave., Bessemer, 35020

15 ST. CLAIR
Edwin Holladay ..... 818 Cogswell Ave., Pell City, 35125

16 CALHOUN
Place No. 1
Ray Burgess ..... Rt. 1, Box 717-L, Anniston, 36201
Place No. 2
Hugh D. Merrill ..... P. O. Box 1498, Anniston, 36201
Place No. 3
Fred Ray Lybrand ..... 213 Commercial National Bank Bldg., Anniston, 36201

ROSTER OF THE HOUSE OF REPRESENTATIVES OF ALABAMA—Continued

17 PICKENS & GREENE
Edwin A. Tuck ..... P. O. Box 554, Eutaw, 35462

18 TUSCALOOSA
Place No. 1
John L. Culver ..... Rt. 3, Box 166, Tuscaloosa, 35401
Place No. 2

Place No. 3
Ralph D. "Doc" Brown ..... 2210—10th Avenue, Tuscaloosa, 35401
Place No. 4
Bert Bank ..... P. O. Box 2149, Tuscaloosa, 35401

19 SHELBY
Tom Stubbs ..... Rt. 1, Box 14, Helena, 35080

20 TALLADEGA
Place No. 1
Lyndol Bolton ..... Box 227, Sylacauga, 35150
Place No. 2
Philip H. (Phil) Smith ..... P. O. Box 15, Talladega, 35160

21 CLAY & COOSA
Charles (Pete) Mathews ..... Box 355, Ashland, 36251

22 CLEBURNE & RANDOLPH
Gus W. Young ..... Rt. 1, Graham, 36263

23 HALE & BIBB
Walter Owens ..... 107 Court Square, W., Centreville, 35042

24 CHILTON
Lewis W. Headley ..... P. O. Box 471, Clanton, 35045

25 TALLAPOOSA
Owen Harper ..... 502 Lilly Ave., East Tallassee, 36023

26 CHAMBERS
Charles Snell ..... 109 LaFayette St., Fairfax, 36876

27 SUMTER, MARENGO & PERRY
Place No. 1
Ira D. Pruitt ..... P. O. Box 27, Livingston, 35470
Place No. 2
Richard S. Manley ..... P. O. Box 338, Demopolis, 36732

28 DALLAS
Place No. 1
John H. Blanton ..... 114 Lauderdale St., Selma, 36701
Place No. 2
B. V. Hain ..... P. O. Box 1190, Selma, 36701

ROSTER OF THE HOUSE OF REPRESENTATIVES OF ALABAMA—Continued

29 AUTAUGA & LOWNDES
Leon P. Pearson ..... 1248 S. Main St., Prattville, 36067

30 ELMORE
Ernest S. Collier ..... 408 Pine St., Wetumpka, 36092

31 MACON, BULLOCK & BARBOUR
Place No. 1
James L. Paulk ..... Rt. 3, Box 198-A, Union Springs, 36089
Place No. 2
William V. Neville, Jr. ..... N. Randolph Ave., Eufaula, 36027

32 LEE & RUSSELL
Place No. 1
Bowen Brassell ..... P. O. Box 573, Phenix City, 36867
Place No. 2
Pete Turnham ..... P. O. Box 935, Auburn, 36830
Place No. 3
G. J. Higginbotham ..... P. O. Box 585, Opelika, 36801

33 CHOCTAW, CLARKE & WASHINGTON
Place No. 1
Grover Lamar Agee ..... P. O. Box 250, Chatom, 36518
Place No. 2
Joe C. McCorquodale, Jr. ..... P. O. Box 535, Jackson, 36545

34 WILCOX, MONROE & CONECUH
Place No. 1
W. E. (Gene) Garrett ..... P. O. Box 6, Uriah, 36480
Place No. 2
Wm. D. (Billy) Melton ..... P. O. Box 188, Evergreen, 36401

35 MONTGOMERY
Place No. 1
Harold Harris ..... Rt. 1, Box 145, Montgomery, 36105
Place No. 2
James W. Cameron ..... 138 Adams Ave., Montgomery, 36104
Place No. 3
Walker Hobbie, Jr. ..... Rt. 1, Box 384, Montgomery, 36105
Place No. 4
Howard E. McElhaney ..... 416 So. Perry St., Montgomery, 36104
Place No. 5
Curtis H. Springer, Jr. ..... 719-25 First Nat'l Bk. Bldg., Montgomery, 36104

36 BUTLER, CRENSHAW & PIKE
Place No. 1
L. Gardner Bassett ..... 206 Orange St., Troy, 36081
Place No. 2
W. E. (Gene) Hardin ..... 204 Ft. Dale Road, Greenville, 36037

ROSTER OF THE HOUSE OF REPRESENTATIVES OF ALABAMA—Continued

37 MOBILE

Place No. 1
James C. (Jim) Wood ..... 1010 Van Antwerp Bldg., Mobile, 36602

Place No. 2
Thomas M. Marr ..... 158 St. Louis St., Mobile, 36601

Place No. 3
Mayer W. (Mike) Perloff .... 205 Van Antwerp Bldg., Mobile, 36602

Place No. 4
Clara Stone Collins ..... 1950 Hunter Avenue, Mobile, 36606

Place No. 5
Robert S. Edington ..... 50 Saint Emanuel Street, Mobile, 36602

Place No. 6
Coy Smith ..... Citronelle, 36522

Place No. 7
Elwood L. Hogan .... 1201 Merchants' Nat'l Bk. Bldg., Mobile, 36601

Place No. 8
Maurice A. "Casey" Downing ..... 920 Dauphin St., Mobile, 36604

Place No. 9
W. M. (Monty) Collins ..... P. O. Box 1411, Mobile, 36601

Place No. 10
John William (Bill) Grayson .... 56 So. Conception St., Mobile, 36602

38 BALDWIN

Place No. 1
L. D. (Dick) Owen, Jr. ..... Box 45, Bay Minette, 36507

Place No. 2
L. W. Brannan, Jr. ..... Box 187, Foley, 36535

39 ESCAMBIA

J. M. (Mac) Mays ..... Box 500, Atmore, 36502

40 COVINGTON & GENEVA

Place No. 1
Frank Jackson ..... Box 209, Opp, 36467

Place No. 2
Crum Foshee ..... P. O. Box J, Red Level, 36474

41 COFFEE

Drexel Cook ..... Box 435, Elba, 36323

42 DALE

Henry B. Steagall, II ..... P. O. Box 280, Ozark, 36360

43 HOUSTON & HENRY

Place No. 1
Buddy Crawford ..... Abbeville, 36310

Place No. 2
R. J. (Bob) Stembridge ..... P. O. Box 712, Dothan, 36301

LEGISLATIVE DAYS

REGULAR SESSION 1967

Legislative Days—Calendar Days	*Page*
FIRST DAY—Tuesday, May 2	3
SECOND DAY—Wednesday, May 3	27
THIRD DAY—Tuesday, May 9	34
FOURTH DAY—Wednesday, May 10	62
FIFTH DAY—Thursday, May 11	67
SIXTH DAY—Friday, May 12	90
SEVENTH DAY—Tuesday, June 13	96
EIGHTH DAY—Wednesday, June 14	134
NINTH DAY—Thursday, June 15	167
(Senate not in session on Tenth Day)	
ELEVENTH DAY—Tuesday, June 20	183
TWELFTH DAY—Wednesday, June 21	232
THIRTEENTH DAY—Friday, June 23	262
FOURTEENTH DAY—Tuesday, June 27	275
FIFTEENTH DAY—Thursday, June 29	314
SIXTEENTH DAY—Friday, June 30	375
SEVENTEENTH DAY—Tuesday, July 11	384
EIGHTEENTH DAY—Thursday, July 13	408
NINETEENTH DAY—Tuesday, July 18	446
TWENTIETH DAY—Wednesday, July 19	521
TWENTY-FIRST DAY—Thursday, July 20	537
TWENTY-SECOND DAY—Tuesday, July 25	557
TWENTY-THIRD DAY—Wednesday, July 26	627
TWENTY-FOURTH DAY—Thursday, July 27	652
TWENTY-FIFTH DAY—Tuesday, August 1	705
TWENTY-SIXTH DAY—Wednesday, August 2	761
TWENTY-SEVENTH DAY—Thursday, August 3	776
TWENTY-EIGHTH DAY—Tuesday, August 8	815
TWENTY-NINTH DAY—Wednesday, August 9	866
THIRTIETH DAY—Thursday, August 10	906
THIRTY-FIRST DAY—Tuesday, August 15	947
THIRTY-SECOND DAY—Thursday, August 17	1080
THIRTY-THIRD DAY—Tuesday, August 22	1202
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